



General Assembly

Substitute Bill No. 1066

January Session, 2009

* _____SB01066CE_GAE031809_____*

**AN ACT CONCERNING REORGANIZATION OF THE STATE
ECONOMIC DEVELOPMENT AGENCIES.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 32-1b of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective July 1, 2009*):

3 (a) There is established a Department of [Economic and]
4 Community Development, which shall be the lead agency for
5 economic development in the state. The department head shall be the
6 Commissioner of [Economic and] Community Development, who shall
7 be appointed by the Governor in accordance with the provisions of
8 sections 4-5 to 4-8, inclusive, with the powers and duties prescribed in
9 said sections 4-5 to 4-8, inclusive.

10 (b) Said department shall constitute a successor department to the
11 Department of Housing in accordance with the provisions of sections
12 4-38d, 4-38e and 4-39.

13 (c) Said department shall constitute a successor department to the
14 Department of Economic Development in accordance with the
15 provisions of sections 4-38d, 4-38e and 4-39.

16 (d) Whenever the term "Commissioner of Housing" is used or
17 referred to in the general statutes, the term "Commissioner of

18 [Economic and] Community Development" shall be substituted in lieu
19 thereof. Whenever the term "Department of Housing" is used or
20 referred to in the general statutes, the term "Department of [Economic
21 and] Community Development" shall be substituted in lieu thereof.

22 (e) Whenever the term "Commissioner of Economic Development"
23 is used or referred to in the general statutes, the term "Commissioner
24 of [Economic and] Community Development" shall be substituted in
25 lieu thereof. Whenever the term "Department of Economic
26 Development" is used or referred to in the general statutes, the term
27 "Department of [Economic and] Community Development" shall be
28 substituted in lieu thereof.

29 (f) If the term "Commissioner of Housing" or "Commissioner of
30 Economic Development" is used or referred to in any public or special
31 act of 1995 or 1996, or in any section of the general statutes which is
32 amended in 1995 or 1996, it shall be deemed to mean or refer to the
33 "Commissioner of [Economic and] Community Development".

34 (g) If the term "Department of Housing" or "Department of
35 Economic Development" is used or referred to in any public or special
36 act of 1995 or 1996, or in any section of the general statutes which is
37 amended in 1995 or 1996, it shall be deemed to mean or refer to the
38 "Department of [Economic and] Community Development".

39 (h) Whenever the term "Department of Economic and Community
40 Development" is used or referred to in the general statutes, the term
41 "Department of Community Development" shall be substituted in lieu
42 thereof. Whenever the term "Commissioner of Economic and
43 Community Development" is used or referred to in the general
44 statutes, the term "Commissioner of Community Development" shall
45 be substituted in lieu thereof.

46 Sec. 2. Section 32-1c of the general statutes is repealed and the
47 following is substituted in lieu thereof (*Effective July 1, 2009*):

48 (a) In addition to any other powers, duties and responsibilities

49 provided for in this chapter, chapter 131, chapter 579 and section 4-8
50 and subsection (a) of section 10-409, the commissioner shall have the
51 following powers, duties and responsibilities: (1) To administer and
52 direct the operations of the Department of [Economic and] Community
53 Development, including, but not limited to, setting the state's
54 economic development policy; (2) to report annually to the Governor,
55 as provided in section 4-60; (3) to conduct and administer the research
56 and planning functions necessary to carry out the purposes of said
57 chapters and sections; (4) to encourage and promote the development
58 of industry and business in the state and to investigate, study and
59 undertake ways and means of promoting and encouraging the
60 prosperous development and protection of the legitimate interest and
61 welfare of Connecticut business, industry and commerce, within and
62 outside the state; (5) to serve, [ex officio] as [a director on] the
63 chairperson of the board of Connecticut Innovations, Incorporated,
64 and the board of the Connecticut Development Authority; (6) to serve
65 as a member of the Committee of Concern for Connecticut Jobs; (7) to
66 promote and encourage the location and development of new business
67 in the state as well as the maintenance and expansion of existing
68 business and for that purpose to cooperate with state and local
69 agencies and individuals both within and outside the state; (8) to plan
70 and conduct a program of information and publicity designed to
71 attract tourists, visitors and other interested persons from outside the
72 state to this state and also to encourage and coordinate the efforts of
73 other public and private organizations or groups of citizens to
74 publicize the facilities and attractions of the state for the same
75 purposes; (9) to advise and cooperate with municipalities, persons and
76 local planning agencies within the state for the purpose of promoting
77 coordination between the state and such municipalities as to plans and
78 development; (10) to provide all necessary staff, services, accounting
79 and office space and equipment required by the Connecticut
80 Development Authority subject to the provisions of section 4b-23,
81 where real estate acquisitions are involved; (11) to aid minority
82 businesses in their development; (12) to appoint such assistants,
83 experts, technicians and clerical staff, subject to the provisions of

84 chapter 67, as are necessary to carry out the purposes of said chapters
85 and sections; (13) to employ other consultants and assistants on a
86 contract or other basis for rendering financial, technical or other
87 assistance and advice, provided in implementing the Connecticut
88 economic information system. [the] The commissioner shall, to the
89 maximum extent feasible, contract with private vendors for software,
90 certain data sets and data updating services; (14) to acquire or lease
91 facilities located outside the state subject to the provisions of section
92 4b-23; (15) to advise and inform municipal officials concerning
93 economic development and collect and disseminate information
94 pertaining thereto, including information about federal, state and
95 private assistance programs and services pertaining thereto; (16) to
96 inquire into the utilization of state government resources and
97 coordinate federal and state activities for assistance in and solution of
98 problems of economic development and to inform and advise the
99 Governor about and propose legislation concerning such problems;
100 (17) to conduct, encourage and maintain research and studies relating
101 to industrial and commercial development; (18) to prepare and review
102 model ordinances and charters relating to these areas; (19) to maintain
103 an inventory of data and information and act as a clearinghouse and
104 referral agency for information on state and federal programs and
105 services relative to the purpose set forth herein. The inventory shall
106 include information on all federal programs of financial assistance for
107 defense conversion projects and other projects consistent with a
108 defense conversion strategy and shall identify businesses which would
109 be eligible for such assistance and provide notification to such business
110 of such programs; (20) to conduct, encourage and maintain research
111 and studies and advise municipal officials about forms of cooperation
112 between public and private agencies designed to advance economic
113 development; (21) to promote and assist the formation of municipal
114 and other agencies appropriate to the purposes of this chapter; (22) to
115 require notice of the submission of all applications by municipalities
116 and any agency thereof for federal and state financial assistance for
117 economic development programs as relate to the purposes of this
118 chapter; (23) with the approval of the Commissioner of Administrative

119 Services, to reimburse any employee of the department, including the
120 commissioner, for reasonable business expenses, including but not
121 limited to, mileage, travel, lodging, and entertainment of business
122 prospects and other persons to the extent necessary or advisable to
123 carry out the purposes of subdivisions (4), (7), (8) and (11) of this
124 subsection and other provisions of this chapter; (24) to assist in
125 resolving solid waste management issues; (25) to develop and
126 implement the Connecticut economic information system, in
127 consultation with the Connecticut Economic Information System
128 Steering Committee established under section 32-6i; and (26) (A) to
129 serve as an information clearinghouse for various public and private
130 programs available to assist businesses, and (B) to identify specific
131 micro businesses, as defined in section 32-344, whose growth and
132 success could benefit from state or private assistance and contact such
133 small businesses in order to (i) identify their needs, (ii) provide
134 information about public and private programs for meeting such
135 needs, including, but not limited to, technical assistance, job training
136 and financial assistance, and (iii) arrange for the provision of such
137 assistance to such businesses.

138 (b) The Commissioner of [Economic and] Community Development
139 may make available technical and financial assistance and advisory
140 services to any appropriate agency, authority or commission for
141 planning and other functions pertinent to economic development
142 provided any financial assistance to a regional planning agency or a
143 regional council of elected officials shall have the prior approval of the
144 Secretary of the Office of Policy and Management or his designee.
145 Financial assistance shall be rendered upon such contractual
146 arrangements as may be agreed upon by the commissioner and any
147 such agency, authority or commission in accordance with their
148 respective needs, and the commissioner may determine the
149 qualifications of personnel or consultants to be engaged for such
150 assistance.

151 (c) The Commissioner of [Economic and] Community Development
152 is authorized to do all things necessary to apply for, qualify for and

153 accept any federal funds made available or allotted under any federal
154 act for planning or any other projects, programs or activities which
155 may be established by federal law, for any of the purposes, or activities
156 related thereto, of the Department of [Economic and] Community
157 Development and said Commissioner of [Economic and] Community
158 Development shall administer any such funds allotted to the
159 department in accordance with federal law. The commissioner may
160 enter into contracts with the federal government concerning the use
161 and repayment of such funds under any such federal act, the
162 prosecution of the work under any such contract and the establishment
163 of any disbursement from a separate account in which federal and
164 state funds estimated to be required for plan preparation or other
165 eligible activities under such federal act shall be kept. Said account
166 shall not be a part of the General Fund of the state or any subdivision
167 of the state.

168 (d) The powers and duties enumerated in this section shall be in
169 addition to and shall not limit any other powers or duties of the
170 Commissioner of [Economic and] Community Development contained
171 in any other law.

172 (e) In furtherance of the state's economic development policy, as
173 determined by the Commissioner of Community Development, said
174 commissioner may enter into contracts with other state agencies,
175 quasi-public state agencies, for-profit companies or nonprofit
176 organizations.

177 Sec. 3. Section 32-1e of the general statutes is repealed and the
178 following is substituted in lieu thereof (*Effective July 1, 2009*):

179 (a) The Commissioner of [Economic and] Community Development,
180 in consultation with the Connecticut Resources Recovery Authority
181 and the Commissioner of Environmental Protection, shall prepare a
182 plan for the support and promotion of industries that use, process or
183 transport recycled materials. The plan shall outline ways existing
184 programs of the Department of [Economic and] Community

185 Development, the Connecticut Resources Recovery Authority and
186 agencies such as the Department of Environmental Protection, the
187 Connecticut Development Authority and Connecticut Innovations,
188 Incorporated will be used to promote such industries.

189 (b) Such plan shall be completed on or before July 1, 2007.

190 Sec. 4. Section 32-1f of the general statutes is repealed and the
191 following is substituted in lieu thereof (*Effective July 1, 2009*):

192 The Commissioner of [Economic and] Community Development
193 shall have the following duties and powers:

194 (1) To carry out a futures program to study and forecast the quality
195 of life in Connecticut in the future;

196 (2) To build an awareness of, and concern for, Connecticut's future
197 among residents of the state;

198 (3) To identify the opportunities and constraints which may affect
199 the quality of life in Connecticut in the future;

200 (4) To study the effects of changing social, economic, technological
201 and environmental conditions upon the quality of life in Connecticut
202 in the future;

203 (5) To analyze and interpret available information and data
204 concerning Connecticut's future;

205 (6) To develop alternatives for achieving the best possible future for
206 Connecticut;

207 (7) To offer members of the public the opportunity to voice their
208 views, suggestions and ideas on future alternatives;

209 (8) To monitor other public groups involved in research on the
210 future of the state; and

211 (9) To maintain a library containing all records from public and

212 private sectors on the subject of Connecticut's future.

213 Each state agency and department shall cooperate with the
214 commissioner in carrying out such duties and shall permit the
215 Department of [Economic and] Community Development to have
216 access to records and data needed for the performance of those duties.

217 Sec. 5. Section 32-1g of the general statutes is repealed and the
218 following is substituted in lieu thereof (*Effective July 1, 2009*):

219 (a) The Connecticut Economic Conference Board, in consultation
220 with the Department of [Economic and] Community Development and
221 The University of Connecticut, shall establish a Connecticut
222 competitiveness index to monitor the competitiveness of Connecticut
223 as a place to do business, including, but not limited to, how programs
224 and policies of the state government affect the economy and the
225 business environment. The board shall use the Connecticut economic
226 information system developed pursuant to section 32-6i and the
227 Regional Economic Models, Inc. (REMI) system to establish and
228 compile the scores for the index.

229 (b) On or before January 1, 1994, the board shall publish a list of the
230 proposed components of the index and the proposed methodology for
231 compiling the score for the index. The board shall seek public
232 comment on the list and methodology and shall publish a final list and
233 methodology by February 15, 1994.

234 (c) Not later than February 15, 1994, and annually thereafter, the
235 board shall submit to the Governor and the General Assembly the
236 score for the index for the preceding calendar year.

237 (d) The expenses incurred by the board pursuant to this section shall
238 be paid by the Department of [Economic and] Community
239 Development and The University of Connecticut from existing
240 budgetary resources.

241 Sec. 6. Section 32-1k of the general statutes is repealed and the

242 following is substituted in lieu thereof (*Effective July 1, 2009*):

243 As used in sections 8-244b to 8-244d, inclusive, this section and
244 section 32-1l, the following terms shall have the following meanings
245 unless the context clearly indicates another meaning and intent:

246 (1) "Department" means the Department of [Economic and]
247 Community Development;

248 (2) "Commissioner" means the Commissioner of [Economic and]
249 Community Development;

250 (3) "CDA" means the Connecticut Development Authority, as
251 created under chapter 579;

252 (4) "CHFA" means the Connecticut Housing Finance Authority, as
253 created under chapter 134;

254 (5) "CII" means Connecticut Innovations, Incorporated, as created
255 under chapter 581; and

256 (6) "SHA" means the State Housing Authority as created under
257 section 8-244b.

258 Sec. 7. Section 32-1m of the general statutes is repealed and the
259 following is substituted in lieu thereof (*Effective July 1, 2009*):

260 (a) Not later than February 1, 2006, and annually thereafter, the
261 Commissioner of [Economic and] Community Development shall
262 submit a report to the Governor and the General Assembly, in
263 accordance with the provisions of section 11-4a. Not later than thirty
264 days after submission of the report to the Governor and the General
265 Assembly, said commissioner shall post the report on the Department
266 of [Economic and] Community Development's web site. Said report
267 shall include, but not be limited to, the following information with
268 regard to the activities of the Department of [Economic and]
269 Community Development during the preceding state fiscal year:

270 (1) A brief description and assessment of the state's economy during
271 such year, utilizing the most recent and reasonably available data, and
272 including:

273 (A) Connecticut employment by industry;

274 (B) Connecticut and national average unemployment;

275 (C) Connecticut gross state product, by industry;

276 (D) Connecticut productivity, by industry, compared to the national
277 average;

278 (E) Connecticut manufacturing activity;

279 (F) Identification of economic and competitive conditions affecting
280 Connecticut's industry sectors, problems resulting from these
281 conditions and state efforts to address the problems; and

282 (G) Any other economic information that the commissioner deems
283 appropriate.

284 (2) A statement of the department's economic and community
285 development objectives, measures of program success and standards
286 for granting financial and nonfinancial assistance under programs
287 administered by the department.

288 (3) An analysis of the economic development portfolio of the
289 department, including:

290 (A) A list of the names, addresses and locations of all recipients of
291 the department's assistance;

292 (B) The following information concerning each recipient of such
293 assistance: (i) Business activities, (ii) standard industrial classification
294 codes or North American industrial classification codes, (iii) number of
295 full-time jobs and part-time jobs at the time of application, (iv) number
296 of actual full-time jobs and actual part-time jobs during the preceding
297 state fiscal year, (v) whether the recipient is a minority or woman-

298 owned business, (vi) a summary of the terms and conditions for the
299 assistance, including the type and amount of state financial assistance,
300 job creation or retention requirements and anticipated wage rates, (vii)
301 the amount of investments from private and other nonstate sources
302 that have been leveraged by the assistance, (viii) the extent to which
303 employees of the recipient participate in health benefit plans offered
304 by such recipient, (ix) the extent to which the recipient offers unique
305 economic, social, cultural or aesthetic attributes to the municipality in
306 which the recipient is located or to the state, and (x) the amount of
307 state investment;

308 (C) A portfolio analysis, including (i) an analysis of the wages paid
309 by recipients of financial assistance, (ii) the average portfolio wage,
310 median portfolio wage, highest and lowest portfolio wage, (iii)
311 portfolio wage data by industry, and (iv) portfolio wage data by
312 municipality;

313 (D) An investment analysis, including (i) total portfolio value, (ii)
314 total investment by industry, (iii) portfolio dollar per job average, (iv)
315 portfolio leverage ratio, and (v) percentage of financial assistance
316 which was provided to high performance work organizations in the
317 preceding state fiscal year; and

318 (E) An analysis of the estimated economic effects of the
319 department's economic development investments on the state's
320 economy, including (i) contribution to gross state product for the total
321 economic development portfolio and for any investment activity
322 occurring in the preceding state fiscal year, (ii) direct and indirect
323 employment created by the investments for the total portfolio and for
324 any investment activity occurring in the preceding state fiscal year, (iii)
325 productivity of recipients of financial assistance as a result of the
326 department's investment occurring in the preceding state fiscal year,
327 (iv) directly or indirectly increased property values in the
328 municipalities in which the recipients of assistance are located, and (v)
329 personal income.

330 (4) An analysis of the community development portfolio of the
331 department, including:

332 (A) A list of the names, addresses and locations of all recipients of
333 the department's assistance;

334 (B) The following information concerning each recipient of such
335 assistance: (i) Amount of state investment, (ii) a summary of the terms
336 and conditions for the department's assistance, including the type and
337 amount of state financial assistance, and (iii) the amount of
338 investments from private and other nonstate sources that have been
339 leveraged by such assistance;

340 (C) An investment analysis, including (i) total active portfolio value,
341 (ii) total investments made in the preceding state fiscal year, (iii) total
342 portfolio by municipality, (iv) total investments made in the preceding
343 state fiscal year categorized by municipality, (v) total portfolio
344 leverage ratio, and (vi) leverage ratio of the total investments made in
345 the preceding state fiscal year; and

346 (D) An analysis of the estimated economic effects of the
347 department's economic development investments on the state's
348 economy, including (i) contribution to gross state product for the total
349 portfolio and for any investment activity occurring in the preceding
350 state fiscal year, (ii) direct and indirect employment created by the
351 investments for the total portfolio and for any investment activity
352 occurring in the preceding state fiscal year, (iii) productivity of
353 recipients of financial assistance as a result of the department's
354 investment occurring in the preceding state fiscal year, (iv) directly or
355 indirectly increased property values in the municipalities in which the
356 recipients are located, and (v) personal income.

357 (5) A summary of the department's economic and community
358 development marketing efforts in the preceding state fiscal year, a
359 summary of the department's business recruitment strategies and
360 activities in such year, and a summary of the department's efforts to
361 assist small businesses and minority business enterprises in such year.

362 (6) A summary of the department's international trade efforts in the
363 preceding state fiscal year, and, to the extent possible, a summary of
364 foreign direct investment that occurred in the state in such year.

365 (7) Identification of existing economic clusters, the formation of new
366 economic clusters, the measures taken by the commissioner during the
367 preceding state fiscal year to encourage the growth of economic
368 clusters and the amount of bond funds expended by the department
369 during the previous fiscal year on each economic cluster.

370 (8) (A) A summary of the department's brownfield-related efforts
371 and activities within the Office of Brownfield Remediation and
372 Development established pursuant to subsections (a) to (f), inclusive,
373 of section 32-9cc in the preceding state fiscal year, except for activity
374 under the Special Contaminated Property Remediation and Insurance
375 Fund program. Such efforts shall include, but not be limited to, (i) total
376 portfolio investment in brownfield remediation projects, (ii) total
377 investment in brownfield remediation projects in the preceding state
378 fiscal year, (iii) total number of brownfield remediation projects, (iv)
379 total number of brownfield remediation projects in the preceding state
380 fiscal year, (v) total of reclaimed and remediated acreage, (vi) total of
381 reclaimed and remediated acreage in the preceding state fiscal year,
382 (vii) leverage ratio for the total portfolio investment in brownfield
383 remediation projects, and (viii) leverage ratio for the total portfolio
384 investment in brownfield remediation projects in the preceding state
385 fiscal year. Such summary shall include a list of such brownfield
386 remediation projects and, for each such project, the name of the
387 developer and the location by street address and municipality and a
388 tracking of all funds administered through or by said office;

389 (B) A summary of the department's efforts with regard to the
390 Special Contaminated Property Remediation and Insurance Fund,
391 including, but not limited to, (i) the number of applications received in
392 the preceding state fiscal year, (ii) the number and amounts of loans
393 made in such year, (iii) the names of the applicants for such loans, (iv)
394 the average time period between submission of application and the

395 decision to grant or deny the loan, (v) a list of the applications
396 approved and the applications denied and the reasons for such
397 denials, and (vi) for each project, the location by street address and
398 municipality; and

399 (C) A summary of the department's efforts with regard to the dry
400 cleaning grant program, established pursuant to section 12-263m,
401 including, but not limited to, (i) information as to the number of
402 applications received, (ii) the number and amounts of grants made
403 since the inception of the program, (iii) the names of the applicants,
404 (iv) the time period between submission of application and the
405 decision to grant or deny the loan, (v) which applications were
406 approved and which applications were denied and the reasons for any
407 denials, and (vi) a recommendation as to whether the surcharge and
408 grant program established pursuant to section 12-263m should
409 continue.

410 (9) The following information concerning enterprise zones
411 designated under section 32-70:

412 (A) A statement of the current goals for enterprise zones;

413 (B) A statement of the current performance standards to measure
414 the progress of municipalities that have enterprise zones in attaining
415 the goals for such zones;

416 (C) A report from each municipality that has an enterprise zone,
417 which evaluates the progress of the municipality in meeting the
418 performance standards established under section 32-70a; and

419 (D) An assessment of the performance of each enterprise zone based
420 on information collected under subparagraph (C) of this subdivision.

421 [(10) With regard to the department's housing-development-related
422 functions and activities:

423 (A) A brief description and assessment of the state's housing market
424 during the preceding state fiscal year, utilizing the most recent and

425 reasonably available data, and including, but not limited to, (i) a brief
426 description of the significant characteristics of such market, including
427 supply, demand and condition and cost of housing, and (ii) any other
428 information that the commissioner deems appropriate;

429 (B) A comprehensive assessment of current and future needs for
430 rental assistance under section 8-119kk for housing projects for the
431 elderly and disabled, in consultation with the Connecticut Housing
432 Finance Authority;

433 (C) An analysis of the progress of the public and private sectors
434 toward meeting housing needs in the state, using building permit data
435 from the United States Census Bureau and demolition data from
436 Connecticut municipalities;

437 (D) A list of municipalities that meet the affordable housing criteria
438 set forth in subsection (k) of section 8-30g, pursuant to regulations that
439 the Commissioner of Economic and Community Development shall
440 adopt pursuant to the provisions of chapter 54. For the purpose of
441 determining the percentage required by subsection (k) of said section
442 8-30g, the commissioner shall use as the denominator the number of
443 dwelling units in the municipality, as reported in the most recent
444 United States decennial census; and

445 (E) A statement of the department's housing development
446 objectives, measures of program success and standards for granting
447 financial and nonfinancial assistance under programs administered by
448 said commissioner.

449 (11) A presentation of the state-funded housing development
450 portfolio of the department, including:

451 (A) A list of the names, addresses and locations of all recipients of
452 such assistance; and

453 (B) For each such recipient, (i) a summary of the terms and
454 conditions for the assistance, including the type and amount of state

455 financial assistance, (ii) the amount of investments from private and
456 other nonstate sources that have been leveraged by the assistance, (iii)
457 the number of new units to be created and the number of units to be
458 preserved at the time of the application, and (iv) the number of actual
459 new units created and number of units preserved.

460 (12) An analysis of the state-funded housing development portfolio
461 of the department, including:

462 (A) An investment analysis, including the (i) total active portfolio
463 value, (ii) total investment made in the preceding state fiscal year, (iii)
464 portfolio dollar per new unit created, (iv) estimated dollars per new
465 unit created for projects receiving an assistance award in the preceding
466 state fiscal year, (v) portfolio dollars per unit preserved, (vi) estimated
467 dollar per unit preserved for projects receiving an assistance award in
468 the preceding state fiscal year, (vii) portfolio leverage ratio, and (viii)
469 leverage ratio for housing development investments made in the
470 preceding state fiscal year; and

471 (B) A production and preservation analysis, including (i) the total
472 number of units created, itemized by municipality, for the total
473 portfolio and projects receiving an assistance award in the preceding
474 state fiscal year, (ii) the total number of elderly units created for the
475 total portfolio and for projects receiving an assistance award in the
476 preceding state fiscal year, (iii) the total number of family units created
477 for the total portfolio and for projects receiving an assistance award in
478 the preceding state fiscal year, (iv) the total number of units preserved,
479 itemized by municipality, for the total portfolio and projects receiving
480 an assistance award in the preceding state fiscal year, (v) the total
481 number of elderly units preserved for the total portfolio and for
482 projects receiving an assistance award in the preceding state fiscal
483 year, (vi) the total number of family units preserved for the total
484 portfolio and for projects receiving an assistance award in the
485 preceding state fiscal year, (vii) an analysis by income group of
486 households served by the department's housing construction,
487 substantial rehabilitation, purchase and rental assistance programs, for

488 each housing development, if applicable, and for each program,
489 including number of households served under each program by race
490 and data for all households, and (viii) a summary of the department's
491 efforts in promoting fair housing choice and racial and economic
492 integration, including data on the racial composition of the occupants
493 and persons on the waiting list of each housing project that is assisted
494 under any housing program established by the general statutes or a
495 special act or that is supervised by the department, provided no
496 information shall be required to be disclosed by any occupant or
497 person on a waiting list for the preparation of such summary. As used
498 in this subparagraph, "elderly units" means dwelling units for which
499 occupancy is restricted by age, and "family units" means dwelling
500 units for which occupancy is not restricted by age.

501 (13) An economic impact analysis of the department's housing
502 development efforts and activities, including, but not limited to:

503 (A) The contribution of such efforts and activities to the gross state
504 product;

505 (B) The direct and indirect employment created by the investments
506 for the total housing development portfolio and for any investment
507 activity for such portfolio occurring in the preceding state fiscal year;
508 and

509 (C) Personal income in the state.

510 (14) With regard to the Housing Trust Fund and Housing Trust
511 Fund program, as those terms are defined in section 8-336m:

512 (A) Activities for the prior fiscal year of the Housing Trust Fund and
513 the Housing Trust Fund program; and

514 (B) The efforts of the department to obtain private support for the
515 Housing Trust Fund and the Housing Trust Fund program.

516 (15) With regard to the department's energy conservation loan
517 program:

518 (A) The number of loans or deferred loans made during the
519 preceding fiscal year under each component of such program and the
520 total amount of the loans or deferred loans made during such fiscal
521 year under each such component;

522 (B) A description of each step of the loan or deferred loan
523 application and review process;

524 (C) The location of each loan or deferred loan application intake site
525 for such program;

526 (D) The average time period for the processing of loan or deferred
527 loan applications during such fiscal year; and

528 (E) The total administrative expenses of such program for such
529 fiscal year.]

530 [(16)] (10) A summary of the total social and economic impact of the
531 department's efforts and activities in the areas of economic [,] and
532 community [and housing] development, and an assessment of the
533 department's performance in terms of meeting its stated goals and
534 objectives.

535 (b) Any annual report that is required from the department by any
536 provision of the general statutes shall be incorporated into the annual
537 report provided pursuant to subsection (a) of this section.

538 Sec. 8. Section 32-1n of the general statutes is repealed and the
539 following is substituted in lieu thereof (*Effective July 1, 2009*):

540 Not later than December 31, 2006, the Commissioner of [Economic
541 and] Community Development shall prepare a report (1) indicating
542 any amount of funds allocated by the Department of [Economic and]
543 Community Development during the fiscal year ending June 30, 2006,
544 for economic and industry cluster initiatives, and (2) including
545 recommendations concerning the adequacy of such funds, and shall
546 submit such report to the Governor and the joint standing committees
547 of the General Assembly having cognizance of matters relating to

548 commerce, finance, revenue and bonding and appropriations, in
549 accordance with the provisions of section 11-4a.

550 Sec. 9. Section 32-1o of the general statutes is repealed and the
551 following is substituted in lieu thereof (*Effective July 1, 2009*):

552 (a) On or before July 1, 2009, and every five years thereafter, the
553 Commissioner of [Economic and] Community Development, within
554 available appropriations, shall prepare an economic strategic plan for
555 the state in consultation with the Secretary of the Office of Policy and
556 Management, the Commissioners of Environmental Protection and
557 Transportation, the Labor Commissioner, the executive directors of the
558 Connecticut Housing Finance Authority, the Connecticut Development
559 Authority, [the] Connecticut Innovations, Inc., [the Commission on
560 Culture and Tourism] and the Connecticut Health and Educational
561 Facilities Authority, [and the president of the Office of Workforce
562 Competitiveness,] or their respective designees, and any other agencies
563 the Commissioner of [Economic and] Community Development deems
564 appropriate.

565 (b) In developing the plan, the Commissioner of [Economic and]
566 Community Development shall:

567 (1) Ensure that the plan is consistent with (A) the text and locational
568 guide map of the state plan of conservation and development, adopted
569 pursuant to chapter 297, (B) the long-range state housing plan,
570 adopted pursuant to section 8-37t, and (C) the transportation strategy
571 adopted pursuant to section 13b-57g;

572 (2) Consult regional councils of governments, regional planning
573 organizations, regional economic development agencies, interested
574 state and local officials, entities involved in economic and community
575 development, stakeholders and business, economic, labor, community
576 and housing organizations;

577 (3) Consider (A) regional economic, community and housing
578 development plans, and (B) applicable state and local workforce

579 investment strategies;

580 (4) Assess and evaluate the economic development challenges and
581 opportunities of the state and against the economic development
582 competitiveness of other states and regions; and

583 (5) Host regional forums to provide for public involvement in the
584 planning process.

585 (c) The strategic plan required under this section shall include, but
586 not be limited to, the following:

587 (1) A review and evaluation of the economy of the state. Such
588 review and evaluation shall include, but not be limited to, a sectoral
589 analysis, housing market and housing affordability analysis, labor
590 market and labor quality analysis, demographic analysis and include
591 historic trend analysis and projections;

592 (2) A review and analysis of factors, issues and forces that impact or
593 impede economic development and responsible growth in Connecticut
594 and its constituent regions. Such factors, issues or forces shall include,
595 but not be limited to, transportation, including, but not limited to,
596 commuter transit, rail and barge freight, technology transfer,
597 brownfield remediation and development, health care delivery and
598 costs, early education, primary education, secondary and
599 postsecondary education systems and student performance, business
600 regulation, labor force quality and sustainability, social services costs
601 and delivery systems, affordable and workforce housing cost and
602 availability, land use policy, emergency preparedness, taxation,
603 availability of capital and energy costs and supply;

604 (3) Identification and analysis of economic clusters that are growing
605 or declining within the state;

606 (4) An analysis of targeted industry sectors in the state that (A)
607 identifies those industry sectors that are of current or future
608 importance to the growth of the state's economy and to its global

609 competitive position, (B) identifies what those industry sectors need
610 for continued growth, and (C) identifies, those industry sectors current
611 and potential impediments to growth;

612 (5) A review and evaluation of the economic development structure
613 in the state, including, but not limited to, (A) a review and analysis of
614 the past and current economic, community and housing development
615 structures, budgets and policies, efforts and responsibilities of its
616 constituent parts in Connecticut; and (B) an analysis of the
617 performance of the current economic, community and housing
618 development structure, and its individual constituent parts, in meeting
619 its statutory obligations, responsibilities and mandates and their
620 impact on economic development and responsible growth in
621 Connecticut;

622 (6) Establishment and articulation of a vision for Connecticut that
623 identifies where the state should be in five, ten, fifteen and twenty
624 years;

625 (7) Establishment of clear and measurable goals and objectives for
626 the state and regions, to meet the short and long-term goals established
627 under this section and provide clear steps and strategies to achieve
628 said goals and objectives, including, but not limited to, the following:
629 (A) The promotion of economic development and opportunity, (B) the
630 fostering of effective transportation access and choice including the use
631 of airports and ports for economic development, (C) enhancement and
632 protection of the environment, (D) maximization of the effective
633 development and use of the workforce consistent with applicable state
634 or local workforce investment strategy, (E) promotion of the use of
635 technology in economic development, including access to high-speed
636 telecommunications, and (F) the balance of resources through sound
637 management of physical development;

638 (8) Prioritization of goals and objectives established under this
639 section;

640 (9) Establishment of relevant measures that clearly identify and

641 quantify (A) whether a goal and objective is being met at the state,
642 regional, local and private sector level, and (B) cause and effect
643 relationships, and provides a clear and replicable measurement
644 methodology;

645 (10) Recommendations on how the state can best achieve goals
646 under the strategic plan and provide cost estimates for implementation
647 of the plan and the projected return on investment for those areas; and

648 (11) Any other responsible growth information that the
649 commissioner deems appropriate.

650 (d) On or before July 1, 2009, and every five years thereafter, the
651 Commissioner of [Economic and] Community Development shall
652 submit an economic development strategic plan for the state to the
653 Governor for approval. The Governor shall review and approve or
654 disapprove such plan not more than sixty days after submission. The
655 plan shall be effective upon approval by the Governor or sixty days
656 after the date of submission.

657 (e) Upon approval, the commissioner shall submit the economic
658 development strategic plan to the joint standing committees of the
659 General Assembly having cognizance of matters relating to commerce,
660 planning and development, appropriations and the budgets of state
661 agencies and finance, revenue and bonding. Not later than thirty days
662 after such submission, the commissioner shall post the plan on the web
663 site of the Department of [Economic and] Community Development.

664 (f) The commissioner from time to time, may revise and update the
665 strategic plan upon approval of the Governor. The commissioner shall
666 post any such revisions on the web site of the Department of
667 [Economic and] Community Development.

668 Sec. 10. Section 32-4h of the general statutes is repealed and the
669 following is substituted in lieu thereof (*Effective July 1, 2009*):

670 Not later than August 1, 1997, and annually thereafter, the

671 [chairperson of the board of directors of the Connecticut Development
672 Authority and the chairperson of the board of directors of Connecticut
673 Innovations, Incorporated] Commissioner of Community
674 Development shall submit a report to the joint standing committee of
675 the General Assembly having cognizance of matters relating to the
676 Department of [Economic and] Community Development, in
677 accordance with the provisions of section 11-4a, which details the
678 amount of bond funds expended during the previous fiscal year on
679 each economic cluster in the state by the quasi-public agency
680 administered by such chairperson.

681 Sec. 11. Section 32-5a of the general statutes is repealed and the
682 following is substituted in lieu thereof (*Effective July 1, 2009*):

683 The Commissioner of [Economic and] Community Development
684 and the board of directors of the Connecticut Development Authority
685 shall require, as a condition of any financial assistance provided on
686 and after June 23, 1993, under any program administered by the
687 Department of [Economic and] Community Development or such
688 authority to any business organization, that such business
689 organization: (1) Shall not relocate outside of the state for ten years
690 after receiving such assistance or during the term of a loan or loan
691 guarantee, whichever is longer, unless the full amount of the assistance
692 is repaid to the state and a penalty equal to five per cent of the total
693 assistance received is paid to the state; and (2) shall, if the business
694 organization relocates within the state during such period, offer
695 employment at the new location to its employees from the original
696 location if such employment is available. For the purposes of
697 subdivision (1) of this section, the value of a guarantee shall be equal to
698 the amount of the state's liability under the guarantee. As used in this
699 section, "relocate" means the physical transfer of the operations of a
700 business in its entirety or of any division of a business which
701 independently receives any financial assistance from the state from the
702 location such business or division occupied at the time it accepted the
703 financial assistance to another location. Notwithstanding the
704 provisions of this section, the Commissioner of [Economic and]

705 Community Development shall adopt regulations in accordance with
706 chapter 54 to establish the terms and conditions of repayment,
707 including specifying the conditions under which repayment may be
708 deferred, following a determination by the commissioner of a
709 legitimate hardship.

710 Sec. 12. Section 32-5b of the general statutes is repealed and the
711 following is substituted in lieu thereof (*Effective July 1, 2009*):

712 Not later than July 1, 1996, the Commissioner of [Economic and]
713 Community Development shall adopt regulations in accordance with
714 the provisions of chapter 54, establishing deadlines for the approval or
715 disapproval of applications for financial assistance by the Department
716 of [Economic and] Community Development.

717 Sec. 13. Section 32-6 of the general statutes is repealed and the
718 following is substituted in lieu thereof (*Effective July 1, 2009*):

719 (a) The [management and control of] Department of Community
720 Development shall manage and control the operation and affairs of the
721 Connecticut building at the Eastern States Exposition at West
722 Springfield. [shall be in the charge of the Department of Economic and
723 Community Development. Maintenance of] The Department of Public
724 Works shall maintain the land and building. [shall be the responsibility
725 of the Department of Public Works. Coverage] The Comptroller shall
726 be responsible for coverage by fire and casualty insurance. [shall be the
727 responsibility of the Comptroller.] The [building and land shall be
728 used by the] Department of [Economic and] Community
729 Development, in cooperation with public and private agencies, shall
730 use the building and the land to conduct an educational exhibit [which
731 will] to promote the agricultural, industrial, recreational and other
732 physical and natural resources of this state.

733 (b) (1) There is established an account to be known as the
734 Connecticut Eastern States Exposition account. The account shall
735 contain any moneys required by law to be deposited in the account
736 and shall be a separate, nonlapsing account of the General Fund.

Investment earnings credited to the account shall become part of the assets of the account. Any balance remaining in said account at the end of any fiscal year shall be carried forward in the account for the next fiscal year.

(2) There shall be deposited in the Connecticut Eastern States Exposition account any proceeds realized by the state from activities pursuant to this section.

(3) Amounts in the Connecticut Eastern States Exposition account shall be available to fund the cost of any activities of the Department of [Economic and] Community Development pursuant to this section, including administrative costs related to such activities.

Sec. 14. Section 32-8a of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2009*):

The Department of [Economic and] Community Development shall maintain a registry of qualifying electronic commerce or information technology intensive companies for the purposes of sections 10a-169a and 10a-169b. [An] The department shall make an updated registry [shall be made] available on the department's web page.

Sec. 15. Section 32-9c of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2009*):

(a) In accordance with the provisions of section 4-38d, all powers and duties of the Connecticut Development Commission under the provisions of chapter 579, shall be transferred to the Connecticut Development Authority and all the powers and duties of said commission under the provisions of this chapter shall be transferred to the Department of [Economic and] Community Development.

(b) In accordance with the provisions of section 4-38d, all powers and duties of the Connecticut Development Commission under the provisions of sections 7-137b, 8-155 to 8-159, inclusive, and 8-170 to 8-185, inclusive, shall be transferred to the Department of [Economic

767 and] Community Development and the words "Connecticut
768 Development Commission" or "commissioner" used in said sections,
769 shall mean "Department of [Economic and] Community
770 Development".

771 (c) In accordance with the provisions of section 4-38d, all powers
772 and duties of the Connecticut Development Commission under the
773 provisions of sections 8-163 to 8-167, inclusive, shall be transferred to
774 the Department of [Economic and] Community Development and the
775 words "Connecticut Development Commission" and "Development
776 Commission" when used in said sections shall mean "Department of
777 [Economic and] Community Development".

778 Sec. 16. Section 32-9i of the general statutes is repealed and the
779 following is substituted in lieu thereof (*Effective July 1, 2009*):

780 (a) A job incentive account is hereby created within the General
781 Fund. There shall be deposited in said account all moneys received by
782 or appropriated to the Department of [Economic and] Community
783 Development from time to time therefor. In order to stimulate and
784 encourage the creation and growth of jobs in areas of high
785 unemployment, the state, acting by the Department of [Economic and]
786 Community Development, may provide job incentive grants to eligible
787 businesses, whose new or expanded facilities are located in an eligible
788 municipality having high unemployment and which facility results in
789 the creation of not less than five full-time jobs, as provided in sections
790 32-9i to 32-9l, inclusive.

791 (b) Amounts in the job incentive account shall be used for the
792 purpose of making such grants to businesses which are eligible for
793 such assistance, and which make application for and receive approval
794 for such assistance from the Commissioner of [Economic and]
795 Community Development.

796 Sec. 17. Section 32-9j of the general statutes is repealed and the
797 following is substituted in lieu thereof (*Effective July 1, 2009*):

798 For the purposes of sections 32-9i to 32-9l, inclusive, the following
799 terms shall have the following meanings unless the context indicates
800 another meaning and intent:

801 (a) "Eligible municipality" means any municipality in the state
802 which is a distressed municipality as defined in subsection (b) of
803 section 32-9p, and any other municipality in the state which has a
804 population of not less than ten thousand and which has a rate of
805 unemployment which exceeds one hundred ten per cent of the state's
806 average rate of unemployment, as determined by the Labor
807 Department, for the calendar year preceding the determination of
808 eligibility, provided no such other municipality with an
809 unemployment rate of less than six per cent shall be eligible. Eligible
810 municipalities shall be designated by the Department of [Economic
811 and] Community Development.

812 (b) "Eligible business facility" means (1) a business facility located in
813 an eligible municipality and for which a certificate of eligibility or
814 commitment letter has been issued by the department prior to March
815 1, 1991; or (2) a business facility for which a certificate of eligibility has
816 been issued by the department and which is located in an enterprise
817 zone designated pursuant to section 32-70. A business facility for
818 which such a certificate is issued shall be deemed an eligible business
819 facility only during the twenty-four-month period following the day
820 on which the certificate of eligibility is issued. A business facility may
821 not become an eligible business facility for the purposes of sections 32-
822 9i to 32-9l, inclusive, unless it meets each of the following
823 requirements: (A) It is a facility which does not primarily serve said
824 eligible municipality in which it is located. A facility shall be deemed
825 to meet this requirement if it is used primarily for the manufacturing,
826 processing or assembling of raw materials or manufactured products,
827 or for research or industrial warehousing, or any combination thereof
828 or, if located in an enterprise zone designated pursuant to section 32-
829 70, it is to be used by an establishment, an auxiliary or an operating
830 unit of an establishment, as such terms are defined in the Standard
831 Industrial Classification Manual, in the categories of depository

832 institutions, nondepository credit institutions, insurance carriers,
833 holding or other investment offices, business services, health services,
834 fishing, hunting and trapping, motor freight transportation and
835 warehousing, water transportation, transportation by air,
836 transportation services, security and commodity brokers, dealers,
837 exchanges and services or engineering, accounting, research,
838 management and related services from the Standard Industrial
839 Classification Manual, which establishment, auxiliary or operating unit
840 shows a strong performance in exporting goods and services, as
841 defined by the commissioner through regulations adopted in
842 accordance with the provisions of chapter 54. A facility shall not be
843 deemed to meet this requirement if (i) it is used primarily in making
844 retail sales of goods or services to customers who personally visit such
845 facility to obtain such goods or services, or (ii) it is used primarily as a
846 hotel, apartment house or other place of business which furnishes
847 dwelling space or accommodations to either residents or transients; (B)
848 it is a facility which is newly constructed or has undergone major
849 expansion or renovation as determined by the Commissioner of
850 [Economic and] Community Development, and (C) it is a facility
851 which will create in the eligible municipality in which it is located, as a
852 direct result of such construction, expansion or renovation, not less
853 than five new employment positions, or in the case of a facility located
854 in an enterprise zone designated pursuant to section 32-70, not less
855 than three new employment positions in the enterprise zone.

856 (c) "Commissioner" means the Commissioner of [Economic and]
857 Community Development.

858 (d) "Department" means the Department of [Economic and]
859 Community Development.

860 (e) "Eligibility period" means the twenty-four-month period
861 following the day on which the certificate of eligibility is issued.

862 (f) "Full-time employee" means an employee who works a minimum
863 of thirty-five hours per week.

864 Sec. 18. Section 32-9n of the general statutes is repealed and the
865 following is substituted in lieu thereof (*Effective July 1, 2009*):

866 [(a) There is established within the] The Department of [Economic
867 and] Community Development [an Office of Small Business Affairs]
868 may, in the course of implementing the economic development policy
869 of the state, contract with other state agencies, for-profit companies or
870 nonprofit organizations to provide services related to small business
871 affairs. Such [office] contracts shall aid and encourage small business
872 enterprises, particularly those owned and operated by minorities and
873 other socially or economically disadvantaged individuals in
874 Connecticut. As used in this section, minority means: (1) Black
875 Americans, including all persons having origins in any of the Black
876 African racial groups not of Hispanic origin; (2) Hispanic Americans,
877 including all persons of Mexican, Puerto Rican, Cuban, Central or
878 South American, or other Spanish culture or origin, regardless of race;
879 (3) all persons having origins in the Iberian Peninsula, including
880 Portugal, regardless of race; (4) women; (5) Asian Pacific Americans
881 and Pacific islanders; or (6) American Indians and persons having
882 origins in any of the original peoples of North America and
883 maintaining identifiable tribal affiliations through membership and
884 participation or community identification.

885 [(b) Said Office of Small Business Affairs shall: (1) Administer the
886 small business development center program run by the Department of
887 Economic and Community Development; (2) coordinate the flow of
888 information within the technical and management assistance program
889 run by the Department of Economic and Community Development; (3)
890 encourage the Connecticut Development Authority to grant loans to
891 small businesses, particularly those owned and operated by minorities
892 and other socially or economically disadvantaged individuals; (4)
893 coordinate and serve as a liaison between all federal, state, regional
894 and municipal agencies and programs affecting small business affairs;
895 and (5) administer any business management training program
896 established under section 32-352 or section 32-355 as the Commissioner
897 of Economic and Community Development may determine.]

898 Sec. 19. Section 32-9q of the general statutes is repealed and the
899 following is substituted in lieu thereof (*Effective July 1, 2009*):

900 (a) An Employment Incentive Revolving Fund is hereby created. In
901 order to encourage business expansion and location in distressed
902 municipalities, the state, acting through the Department of [Economic
903 and] Community Development may make working capital loans to
904 any industrial business organization in a distressed municipality
905 which has or is reasonably expected to create new employment in the
906 municipality. The business organization will be considered to have
907 created new employment in such municipality if the number of
908 persons employed by such business organization as a result of such
909 loan has increased or is expected to increase by more than five.
910 Working capital loans under this section shall not exceed seventy-five
911 thousand dollars in amount nor ten years in term for any single loan
912 and shall not be made unless the borrower receives concurrently with
913 such loan another working capital loan from a private financial
914 institution or local development corporation, as defined in Sections
915 501, 502 and 503 of the Small Business Investment Act, Public Law 699,
916 as amended, in an amount at least equal to the amount of the working
917 capital loan made by the state. Such working capital loans made by the
918 state or by a private financial institution may be either secured or
919 unsecured. Any business organization receiving a working capital loan
920 from the state under this section shall demonstrate to the satisfaction of
921 the Commissioner of [Economic and] Community Development that
922 the availability of such loan was an important factor in the decision of
923 such business organization to locate or expand in such distressed
924 municipality.

925 (b) The state, acting through the Commissioner of [Economic and]
926 Community Development, may make loans under this section to any
927 nonprofit state or local development corporation. The purposes of such
928 loans shall include, but not be limited to, working capital, start-ups
929 and fixed assets. Such loans shall not exceed in the aggregate five
930 hundred thousand dollars.

931 (c) The Commissioner of [Economic and] Community Development
932 shall charge and collect interest on each loan extended by the state
933 under this section at a rate not in excess of one per cent above the rate
934 of interest borne by the bonds of the state last issued prior to the date
935 such loan is made. Payments of principal and interest on such loans
936 paid to the Treasurer for deposit in the Employment Incentive
937 Revolving Fund shall be transferred to the Connecticut Growth Fund
938 established under section 32-23v.

939 (d) The Commissioner of [Economic and] Community Development
940 shall adopt regulations in accordance with chapter 54 to carry out the
941 provisions of this section. Such regulations shall establish loan
942 procedures, repayment terms, security requirements, default and
943 remedy provisions and such other terms and conditions as said
944 commissioner shall deem appropriate.

945 (e) For the purposes of this section the State Bond Commission shall
946 have power from time to time to authorize the issuance of bonds of the
947 state in one or more series and in principal amounts not exceeding in
948 the aggregate five hundred thousand dollars. All provisions of section
949 3-20 and the exercise of any right or power granted thereby which is
950 not inconsistent with the provisions of this section, are hereby adopted
951 and shall apply to all bonds authorized by the State Bond Commission
952 pursuant to this section. Temporary notes in anticipation of the money
953 to be derived from the sale of any bonds so authorized may be issued
954 in accordance with said section 3-20 and from time to time renewed.
955 Such bonds shall mature at such time or times not exceeding twenty
956 years from their respective dates as may be provided in or pursuant to
957 the resolution or resolutions of the State Bond Commission authorizing
958 such bonds. None of said bonds shall be authorized except upon a
959 finding by the State Bond Commission that there has been filed with it
960 a request for such authorization, which is signed by the Secretary of
961 the Office of Policy and Management or by or on behalf of such state
962 officer, department or agency and stating such terms and conditions as
963 said commission, in its discretion, may require. Bonds issued pursuant
964 to this section shall be general obligations of the state and the full faith

965 and credit of the state of Connecticut are pledged for the payment of
966 the principal of and interest on said bonds as the same become due.
967 Accordingly, and as part of the contract of the state with the holders of
968 said bonds, appropriation of all amounts necessary for punctual
969 payment of such principal and interest is hereby made, and the
970 Treasurer shall pay such principal and interest as the same become
971 due.

972 Sec. 20. Subdivision (1) of subsection (a) of section 32-9t of the
973 general statutes is repealed and the following is substituted in lieu
974 thereof (*Effective July 1, 2009*):

975 (1) "Commissioner" means the Commissioner of [Economic and]
976 Community Development.

977 Sec. 21. Section 32-9kk of the general statutes is repealed and the
978 following is substituted in lieu thereof (*Effective July 1, 2009*):

979 (a) As used in subsections (b) to (k), inclusive, of this section:

980 (1) "Brownfield" means any abandoned or underutilized site where
981 redevelopment and reuse has not occurred due to the presence or
982 potential presence of pollution in the buildings, soil or groundwater
983 that requires remediation before or in conjunction with the restoration,
984 redevelopment and reuse of the property;

985 (2) "Commissioner" means the Commissioner of [Economic and]
986 Community Development;

987 (3) "Department" means the Department of [Economic and]
988 Community Development;

989 (4) "Eligible applicant" means any municipality, a for-profit or
990 nonprofit organization or entity, a local or regional economic
991 development entity acting on behalf of a municipality or any
992 combination thereof;

993 (5) "Financial assistance" means grants, extensions of credit, loans or

994 loan guarantees, participation interests in loans made to eligible
995 applicants by the Connecticut Development Authority or combinations
996 thereof;

997 (6) "Municipality" means a town, city, consolidated town and city or
998 consolidated town and borough;

999 (7) "Eligible brownfield project" means the foreclosure,
1000 investigation, assessment, remediation and development of a
1001 brownfield undertaken pursuant to this subsection and subsections (b)
1002 to (k), inclusive, of this section;

1003 (8) "Project area" means the area within which a brownfield
1004 development project is located;

1005 (9) "Real property" means land, buildings and other structures and
1006 improvements thereto, subterranean or subsurface rights, any and all
1007 easements, air rights and franchises of any kind or nature;

1008 (10) "State" means the state of Connecticut; and

1009 (11) "Eligible grant recipients" means municipalities, economic
1010 development authorities, regional economic development authorities,
1011 or qualified nonprofit community and economic development
1012 corporations.

1013 (b) Subject to the availability of funds, the Commissioner of
1014 [Economic and] Community Development may, in consultation with
1015 the Commissioner of Environmental Protection, contract with other
1016 state agencies, for-profit companies and nonprofit organizations to
1017 provide financial assistance pursuant to subsections (e) and (f) of this
1018 section in support of eligible brownfield projects, as defined in
1019 subdivision (7) of subsection (a) of this section.

1020 (c) An eligible applicant, as defined in subdivision (4) of subsection
1021 (a) of this section, shall submit an application for financial assistance to
1022 the Commissioner of [Economic and] Community Development on
1023 forms provided by said commissioner and with such information said

1024 commissioner deems necessary, including, but not limited to: (1) A
1025 description of the proposed project; (2) an explanation of the expected
1026 benefits of the project in relation to the purposes of subsections (a) to
1027 (i), inclusive, of this section; (3) information concerning the financial
1028 and technical capacity of the eligible applicant to undertake the
1029 proposed project; (4) a project budget; (5) a description of the condition
1030 of the property involved including the results of any environmental
1031 assessment of the property; and (6) the names of any persons known to
1032 be liable for the remediation of the property.

1033 (d) The commissioner may approve, reject or modify any
1034 application properly submitted. In reviewing an application and
1035 determining the type and amount of financial assistance, if any, to be
1036 provided, the commissioner shall consider the following criteria: (1)
1037 The availability of funds; (2) the estimated costs of assessing and
1038 remediating the site, if known; (3) the relative economic condition of
1039 the municipality; (4) the relative need of the eligible project for
1040 financial assistance; (5) the degree to which financial assistance is
1041 necessary as an inducement to the eligible applicant to undertake the
1042 project; (6) the public health and environmental benefits of the project;
1043 (7) relative economic benefits of the project to the municipality, the
1044 region and the state, including, but not limited to, the extent to which
1045 the project will likely result in a contribution to the municipality's tax
1046 base and the retention and creation of jobs; (8) the time frame in which
1047 the contamination occurred; (9) the relationship of the applicant to the
1048 person or entity that caused the contamination; (10) the length of time
1049 the property has been abandoned; (11) the taxes owed and the
1050 projected revenues that may be restored to the community; (12) the
1051 type of financial assistance requested pursuant to this section; and (13)
1052 such other criteria as the commissioner may establish consistent with
1053 the purposes of subsection (a) to (k), inclusive, of this section.

1054 (e) (1) There is established a remedial action and redevelopment
1055 municipal grant program to be administered by the Department of
1056 [Economic and] Community Development for the purpose of
1057 providing financial assistance in the form of grants to eligible grant

1058 recipients. Eligible grant recipients may use grant funds for any
1059 development project, including manufacturing, retail, residential,
1060 municipal, educational, parks, community centers and mixed-use
1061 development, and the project's associated costs, including (A) soil,
1062 groundwater and infrastructure investigation, (B) assessment, (C)
1063 remediation, (D) abatement, (E) hazardous materials or waste disposal,
1064 (F) long-term groundwater or natural attenuation monitoring, (G)
1065 environmental land use restrictions, (H) attorneys' fees, (I) planning,
1066 engineering and environmental consulting, and (J) building and
1067 structural issues, including demolition, asbestos abatement,
1068 polychlorinated biphenyls removal, contaminated wood or paint
1069 removal, and other infrastructure remedial activities.

1070 (2) The Commissioner of [Economic and] Community Development
1071 shall contract with other state agencies, for-profit companies and
1072 nonprofit organizations to award grants on a competitive basis, based
1073 at a minimum on an annual request for applications, the first of which
1074 shall be issued on October 1, 2008, and the following to be issued on
1075 June first each year, with awards being made by the following January
1076 first. The commissioner, at the commissioner's discretion, may increase
1077 the frequency of requests for applications and awards depending upon
1078 the number of applicants and the availability of funding.

1079 (3) A grant awarded pursuant to this section shall not exceed four
1080 million dollars. If the eligible costs exceed four million dollars, the
1081 commissioner may request and seek funding through other state
1082 programs.

1083 (4) If the eligible grant recipient develops and sells the property,
1084 such applicant shall return any money received pursuant to this
1085 subsection, to the brownfield remediation and development account
1086 established pursuant to subsection (l) of this section, minus twenty per
1087 cent, which such eligible grant recipient shall retain to cover costs of
1088 oversight, administration, development and, if applicable, lost tax
1089 revenue.

1090 (5) Any eligible grant recipient shall be immune from liability to the
1091 extent provided in subsection (a) of section 32-9ee.

1092 (6) The eligible grant recipient may make low-interest loans to a
1093 redeveloper, if the future reuse is known and an agreement with the
1094 redeveloper is in place and the private party is a coapplicant. Loan
1095 principal and interest payments shall be returned to the brownfield
1096 remediation and development account established pursuant to
1097 subsection (l) of this section, minus twenty per cent of the principal,
1098 which the eligible grant recipient shall retain. If the eligible grant
1099 recipient provides a loan, such loan may be secured by a state or
1100 municipal lien on the property.

1101 (7) Any eligible grant recipients that provide a loan pursuant to
1102 subdivision (6) of this subsection shall require the loan recipient to
1103 enter a voluntary program pursuant to section 22a-133x or 22a-133y
1104 with the Commissioner of Environmental Protection for brownfield
1105 remediation. The commissioner may use not more than five per cent of
1106 eligible grant or loan proceeds for reasonable administrative expenses.

1107 (8) Notwithstanding section 22a-134a, the eligible grant recipient
1108 may acquire and convey its interest in the property without such
1109 recipient or the subsequent purchaser incurring liability, including any
1110 such liability incurred pursuant to section 22a-134a, provided the
1111 property was remediated pursuant to section 22a-133x or 22a-133y or
1112 pursuant to an order issued by the Commissioner of Environmental
1113 Protection and such remediation was performed in accordance with
1114 the standards adopted pursuant to section 22a-133k as determined by
1115 said commissioner or, if authorized by said commissioner, verified by
1116 a licensed environmental professional unless such verification has
1117 been rejected by said commissioner subsequent to an audit conducted
1118 by said commissioner and provided the subsequent purchaser has no
1119 direct or related liability for the site conditions.

1120 (f) (1) The Department of [Economic and] Community Development
1121 shall contract with other state agencies, for-profit companies and

1122 nonprofit organizations to develop a targeted brownfield development
1123 loan program to provide financial assistance in the form of low-interest
1124 loans to eligible applicants who are potential brownfield purchasers
1125 who have no direct or related liability for the site conditions and
1126 eligible applicants who are existing property owners who (A) are
1127 currently in good standing and otherwise compliant with the
1128 Department of Environmental Protection's regulatory programs, (B)
1129 demonstrate an inability to fund the investigation and cleanup
1130 themselves, and (C) cannot retain or expand jobs due to the costs
1131 associated with the investigating and remediating of the
1132 contamination.

1133 (2) The commissioner shall provide low-interest loans to eligible
1134 applicants who are purchasers or existing property owners pursuant to
1135 this section who seek to develop property for purposes of retaining or
1136 expanding jobs in the state or for developing housing to serve the
1137 needs of first-time home buyers. Loans shall be available to
1138 manufacturing, retail, residential or mixed-use developments,
1139 expansions or reuses. The commissioner shall provide loans based
1140 upon project merit and viability, the economic and community
1141 development opportunity, municipal support, contribution to the
1142 community's tax base, number of jobs, past experience of the applicant,
1143 compliance history and ability to pay.

1144 (3) Any loan recipient who is a brownfields purchaser and who (A)
1145 receives a loan in excess of thirty thousand dollars, or (B) uses loan
1146 proceeds to perform a Phase II environmental investigation, shall be
1147 subject to section 22a-134a or shall enter a voluntary program for
1148 remediation of the property with the Department of Environmental
1149 Protection. Any loan recipient who is an existing property owner shall
1150 enter a voluntary program with the Department of Environmental
1151 Protection.

1152 (4) Loans made pursuant to this subsection shall have such terms
1153 and conditions and shall be subject to such eligibility, loan approval
1154 and criteria, as determined by the commissioner. Such conditions shall

1155 include, but not be limited to, performance requirements and
1156 commitments to maintain or retain jobs. Loan repayment shall coincide
1157 with the restoration of the site to a productive use or the completion of
1158 the expansion. Such loans shall be for a period not to exceed twenty
1159 years.

1160 (5) If the property is sold before loan repayment, the loan is payable
1161 upon closing, with interest, unless the commissioner agrees otherwise.
1162 The commissioner may carry the loan forward as an encumbrance to
1163 the purchaser with the same terms and conditions as the original loan.

1164 (6) Loans made pursuant to this subsection may be used for any
1165 purpose, including the present or past costs of investigation,
1166 assessment, remediation, abatement, hazardous materials or waste
1167 disposal, long-term groundwater or natural attenuation monitoring,
1168 costs associated with an environmental land use restriction, attorneys'
1169 fees, planning, engineering and environmental consulting costs, and
1170 building and structural issues, including demolition, asbestos
1171 abatement, polychlorinated biphenyls removal, contaminated wood or
1172 paint removal, and other infrastructure remedial activities.

1173 (7) For any loan made pursuant to this subsection that is greater
1174 than fifty thousand dollars, the applicant shall submit a redevelopment
1175 plan that describes how the property will be used or reused for
1176 commercial, industrial or mixed-use development and how it will
1177 result in jobs and private investment in the community. For any
1178 residential development loan pursuant to this subsection, the
1179 developer shall agree that the development will provide the housing
1180 needs reasonable and appropriate for first-time home buyers or recent
1181 college graduates looking to remain in this state.

1182 (8) The loan program established pursuant to this subsection shall
1183 be available to all qualified new and existing property owners.
1184 Recipients who use loans for commercial, industrial or mixed-use
1185 development shall agree to retain or add jobs, during the term of the
1186 loan, unless otherwise agreed to by the Department of [Economic and]

1187 Community Development, the Connecticut Development Authority
1188 and the Connecticut Brownfield Redevelopment Authority. The
1189 residential developer shall agree to retire the loan upon sale of the
1190 units unless the development will be apartments.

1191 (9) Each loan recipient pursuant to this subsection may be eligible
1192 for up to two million dollars per year for up to two years, subject to
1193 agency underwriting and reasonable and customary requirements to
1194 assure performance. If additional funds are needed, the Commissioner
1195 of [Economic and] Community Development may recommend that the
1196 project be funded through the State Bond Commission.

1197 (g) The Commissioner of [Economic and] Community Development
1198 shall approve applications submitted in accordance with subsection (c)
1199 of this section before awarding any financial assistance to an eligible
1200 applicant or purchasing any participation interest in a loan made by
1201 the Connecticut Development Authority for the benefit of an eligible
1202 applicant. Notwithstanding any other provision of this section, if the
1203 applicant's request for financial assistance involves the department
1204 purchasing a participation interest in a loan made by the Connecticut
1205 Development Authority, such authority may submit such application
1206 and other information as is required of eligible applicants under
1207 subsection (c) of this section on behalf of such eligible applicant and no
1208 further application shall be required of such eligible applicant. No
1209 financial assistance shall exceed fifty per cent of the total project cost,
1210 provided in the case of (1) planning or site evaluation projects, and (2)
1211 financial assistance to any project in a targeted investment community,
1212 such assistance shall not exceed ninety per cent of the project cost.
1213 Upon approval of the commissioner, a nonstate share of the total
1214 project cost, if any, may be satisfied entirely or partially from noncash
1215 contributions, including contributions of real property, from private
1216 sources or, to the extent permitted by federal law, from moneys
1217 received by the municipality under any federal grant program.

1218 (h) Financial assistance may be made available for (1) site
1219 investigation and assessment, (2) planning and engineering, including,

1220 but not limited to, the reasonable cost of environmental consultants,
1221 laboratory analysis, investigatory and remedial contractors, architects,
1222 attorneys' fees, feasibility studies, appraisals, market studies and
1223 related activities, (3) the acquisition of real property, provided
1224 financial assistance for such acquisition shall not exceed fair market
1225 value as appraised as if clean, (4) the construction of site and
1226 infrastructure improvements related to the site remediation, (5)
1227 demolition, asbestos abatement, hazardous waste removal, PCB
1228 removal and related infrastructure remedial activities, (6) remediation,
1229 groundwater monitoring, including, but not limited to, natural
1230 attenuation groundwater monitoring and costs associated with filing
1231 an environmental land use restriction, (7) environmental insurance,
1232 and (8) other reasonable expenses the commissioner determines are
1233 necessary or appropriate for the initiation, implementation and
1234 completion of the project. The department may purchase participation
1235 interests in loans made by the Connecticut Development Authority for
1236 the foregoing purposes.

1237 (i) The commissioner may establish the terms and conditions of any
1238 financial assistance provided pursuant to subsections (a) to (k),
1239 inclusive, of this section. The commissioner may make any stipulation
1240 in connection with an offer of financial assistance the commissioner
1241 deems necessary to implement the policies and purposes of such
1242 sections, including, but not limited to the following: (1) Providing
1243 assurances that the eligible applicant will discharge its obligations in
1244 connection with the project; and (2) requiring that the eligible
1245 applicant provide the department with appropriate security for such
1246 financial assistance, including, but not limited to, a letter of credit, a
1247 lien on real property or a security interest in goods, equipment,
1248 inventory or other property of any kind.

1249 (j) The commissioner may use any available funds for financial
1250 assistance under the provisions of subsections (a) to (k), inclusive, of
1251 this section.

1252 (k) Whenever funds are used pursuant to subsections (a) to (k),

1253 inclusive, of this section for purposes of environmental assessments or
1254 remediation of a brownfield, the Commissioner of Environmental
1255 Protection may seek reimbursement of the costs and expenses incurred
1256 by requesting the Attorney General to bring a civil action to recover
1257 such costs and expenses from any party responsible for such pollution
1258 provided no such action shall be brought separately from any action to
1259 recover costs and expenses incurred by the Commissioner of
1260 Environmental Protection in pursuing action to contain, remove or
1261 mitigate any pollution on such site. The costs and expenses recovered
1262 may include, but shall not be limited to, (1) the actual cost of
1263 identifying, evaluating, planning for and undertaking the remediation
1264 of the site; (2) any administrative costs not exceeding ten per cent of
1265 the actual costs; (3) the costs of recovering the reimbursement; and (4)
1266 interest on the actual costs at a rate of ten per cent a year from the date
1267 such expenses were paid. The defendant in any civil action brought
1268 pursuant to this subsection shall have no cause of action or claim for
1269 contribution against any person with whom the Commissioner of
1270 Environmental Protection has entered into a covenant not to sue
1271 pursuant to sections 22a-133aa and 22a-133bb with respect to pollution
1272 on or emanating from the property that is the subject of said civil
1273 action. Funds recovered pursuant to this section shall be deposited in
1274 the brownfield remediation and development account established
1275 pursuant to subsections (l) to (o), inclusive, of this section. The
1276 provisions of this subsection shall be in addition to any other remedies
1277 provided by law.

1278 (l) There is established a separate nonlapsing account within the
1279 General Fund to be known as the "brownfield remediation and
1280 development account". There shall be deposited in the account: (1) The
1281 proceeds of bonds issued by the state for deposit into said account and
1282 used in accordance with this section; (2) repayments of assistance
1283 provided pursuant to subsection (c) of section 22a-133u; (3) interest or
1284 other income earned on the investment of moneys in the account; (4)
1285 funds recovered pursuant to subsection (i) of this section; and (5) all
1286 funds required by law to be deposited in the account. Repayment of

1287 principal and interest on loans made pursuant to subsections (a) to (k),
1288 inclusive, of this section shall be credited to such account and shall
1289 become part of the assets of the account. Any balance remaining in
1290 such account at the end of any fiscal year shall be carried forward in
1291 the account for the fiscal year next succeeding.

1292 (m) All moneys received in consideration of financial assistance,
1293 including payments of principal and interest on any loans, shall be
1294 credited to the account. At the discretion of the Commissioner of
1295 [Economic and] Community Development and subject to the approval
1296 of the Secretary of the Office of Policy and Management, any federal,
1297 private or other moneys received by the state in connection with
1298 projects undertaken pursuant to subsections (a) to (k), inclusive, of this
1299 section shall be credited to the assets of the account.

1300 (n) Notwithstanding any provision of law, proceeds from the sale of
1301 bonds available pursuant to subdivision (1) of subsection (b) of section
1302 4-66c may, with the approval of the Governor and the State Bond
1303 Commission, be used to capitalize the brownfield remediation and
1304 development account created by subsections (l) to (o), inclusive, of this
1305 section.

1306 (o) The commissioner may, with the approval of the Secretary of the
1307 Office of Policy and Management, provide financial assistance
1308 pursuant to subsections (a) to (k), inclusive, of this section from the
1309 account established under subsection (l) to (o), inclusive, of this
1310 section.

1311 Sec. 22. Section 32-9qq of the general statutes is repealed and the
1312 following is substituted in lieu thereof (*Effective July 1, 2009*):

1313 (a) It is hereby found and declared as a matter of legislative
1314 determination that there is a continuing need in the state for
1315 stimulation and encouragement of economic growth and development
1316 within the state through the establishment of business outreach centers
1317 located in certain regions of the state or for certain industry sectors to
1318 assist in providing services to small businesses and minority business

enterprises as defined in section 4a-60g in the areas of business plan development, financial projection and planning, loan packaging, business counseling and related follow-up services, including the monitoring of any of the foregoing.

(b) [The business outreach center challenge grant program is hereby created.] In order to stimulate and encourage economic growth and development, the state, acting through the Department of [Economic and] Community Development, may contract with other state agencies, for-profit companies or nonprofit organizations to make grants for the establishment of business outreach centers located in certain regions of the state or for certain industry sectors to assist in providing services to small businesses and minority business enterprises. Such grants shall be made under such terms and conditions as the department deems appropriate and shall be payable from the proceeds of the sale of bonds authorized under subsection (f) of this section and funds received by the department from any other source, in accordance with the following provisions:

(1) [A] The department may contract with another state agency, a for-profit company or a nonprofit organization to develop a business outreach center [shall be any nonprofit or governmental entity providing or able] to provide assistance to small businesses and minority business enterprises in the areas of business plan development, financial projection, loan package planning, including loan packaging for small businesses and minority business enterprises which are seeking financial assistance from the Connecticut Development Authority, business counseling and related monitoring and follow-up services.

(2) The department may require any entity receiving a grant pursuant to this section to obtain a matching grant in such amount as the department determines in its discretion. Such matching grant may include cash and in-kind contributions.

(c) Grants may be made under this section to municipalities and

1351 other organizations for the purpose of providing funds to develop
1352 greenways, including, but not limited to, transportation-related
1353 greenways supported by the federal Transportation Equity Act for the
1354 21st Century, as amended from time to time. The amount of any grant
1355 shall be as follows: (1) For transportation greenways projects that are
1356 part of interstate greenways, not more than twenty per cent of the
1357 project cost; (2) for transportation greenways projects that are local
1358 spurs from interstate greenways or that are intertown greenways
1359 projects, not more than ten per cent of the project cost; and (3) for
1360 greenways that are not transportation greenways, not more than half
1361 of the capital costs of the project.

1362 (d) Applications for grants under this section shall be submitted on
1363 forms provided by the department. When reviewing applications, the
1364 department shall consider such factors as the impact on certain regions
1365 of the state or certain industry sectors, the applicant's plan for outreach
1366 efforts designed to inform small businesses and minority business
1367 enterprises of available sources of financial and technical assistance
1368 and the commitment and capacity of the applicant to provide
1369 assistance to small businesses and minority business enterprises under
1370 this section.

1371 (e) Each grant made under this section shall be authorized pursuant
1372 to regulations adopted by the Department of [Economic and]
1373 Community Development in accordance with the provisions of chapter
1374 54, which regulations may include, but shall not be limited to,
1375 provisions concerning application requirements, grant amounts and
1376 eligible use of funds, provided the amount of any grant under
1377 subsection (b) of this section shall be not more than the amount
1378 specified in said subsection.

1379 (f) For the purposes of this section, the State Bond Commission shall
1380 have the power, from time to time, to authorize the issuance of bonds
1381 of the state in one or more series and in principal amounts not
1382 exceeding in the aggregate two million five hundred thousand dollars.
1383 The proceeds of the sale of said bonds shall be used by the Department

1384 of [Economic and] Community Development for grants under the
1385 business outreach center challenge grant program created under this
1386 section. All provisions of section 3-20 or the exercise of any right or
1387 power granted thereby which are not inconsistent with the provisions
1388 of this section are hereby adopted and shall apply to all bonds
1389 authorized by the State Bond Commission pursuant to this section, and
1390 temporary notes in anticipation of the money to be derived from the
1391 sale of any such bonds so authorized may be issued in accordance with
1392 said section 3-20 and from time to time renewed. Said bonds shall
1393 mature at such time or times not exceeding twenty years from their
1394 respective dates as may be provided in or pursuant to the resolution or
1395 resolutions of the State Bond Commission authorizing such bonds.
1396 None of such bonds shall be authorized except upon a finding by the
1397 State Bond Commission that there has been filed with it a request for
1398 such authorization, which is signed by or on behalf of the Secretary of
1399 the Office of Policy and Management and states such terms and
1400 conditions as said commission in its discretion may require. Said
1401 bonds issued pursuant to this section shall be general obligations of the
1402 state and the full faith and credit of the state of Connecticut are
1403 pledged for the payment of the principal of and interest on said bonds
1404 as the same become due, and accordingly and as part of the contract of
1405 the state with the holders of said bonds, appropriation of all amounts
1406 necessary for punctual payment of such principal and interest is
1407 hereby made, and the Treasurer shall pay such principal and interest
1408 as the same become due. Net earnings on investments or
1409 reinvestments of proceeds, accrued interest and premiums on the
1410 issuance of such bonds, after payment therefrom of expenses incurred
1411 by the Treasurer or State Bond Commission in connection with their
1412 issuance, shall become part of the business outreach center challenge
1413 grant program.

1414 Sec. 23. Section 32-9vv of the general statutes is repealed and the
1415 following is substituted in lieu thereof (*Effective July 1, 2009*):

1416 The Department of [Economic and] Community Development shall
1417 establish, in consultation with the Connecticut Center for Advanced

1418 Technology, a Connecticut Hydrogen-Fuel Cell Coalition.

1419 Sec. 24. Section 32-11a of the general statutes is repealed and the
1420 following is substituted in lieu thereof (*Effective July 1, 2009*):

1421 (a) There is hereby created as a body politic and corporate,
1422 constituting a public instrumentality and political subdivision of the
1423 state created for the performance of an essential public and
1424 governmental function, the Connecticut Development Authority
1425 which is empowered to carry out the purposes of the authority, as
1426 defined in subsection (t) of section 32-23d, which are hereby
1427 determined to be public purposes for which public funds may be
1428 expended. The Connecticut Development Authority shall not be
1429 construed to be a department, institution or agency of the state.

1430 (b) All notes, bonds or other obligations issued by the Connecticut
1431 Development Commission for the financing of any project or projects
1432 shall be in accordance with their terms of full force and effect and valid
1433 and binding upon the authority as the successor to the Connecticut
1434 Development Commission and with respect to any resolution,
1435 contract, deed, trust agreement, mortgage, conditional sale or loan
1436 agreement, commitment, obligation or liability or other such
1437 document, public record, right, remedy, special act or public act,
1438 obligation, liability or responsibility pertaining thereto, the authority
1439 shall be, and shall be deemed to be, the successor to the Connecticut
1440 Development Commission. All properties, rights in land, buildings
1441 and equipment and any funds, moneys, revenues and receipts or
1442 assets of such commission pledged or otherwise securing any such
1443 notes, bonds or other obligations shall belong to the authority as
1444 successor to the Connecticut Development Commission, subject to
1445 such pledges and other security arrangements and to agreements with
1446 the holders of the outstanding notes, bonds or other obligations. Any
1447 resolution with respect to the issuance of bonds of the commission for
1448 the purposes of the act and any other action taken by the commission
1449 with respect to assisting in the financing of any project shall be, or shall
1450 be deemed to be, a resolution of the authority or an action taken by the

1451 authority subject only to any agreements with the holders of
1452 outstanding notes, bonds or other obligations of the commission.

1453 (c) The board of directors of the authority shall consist of [the
1454 Commissioner of Economic and Community Development,] the State
1455 Treasurer and the Secretary of the Office of Policy and Management,
1456 each serving ex officio, four members appointed by the Governor who
1457 shall be experienced in the field of financial lending or the
1458 development of commerce, trade and business and four members
1459 appointed as follows: One by the president pro tempore of the Senate,
1460 one by the minority leader of the Senate, one by the speaker of the
1461 House of Representatives and one by the minority leader of the House
1462 of Representatives. Each ex-officio member may designate a deputy or
1463 any member of the agency staff to represent the member at meetings of
1464 the authority with full powers to act and vote on the member's behalf.
1465 The chairperson of the board shall be [appointed by the Governor,
1466 with the advice and consent of both houses of the General Assembly]
1467 the Commissioner of Community Development. The board shall
1468 annually elect one of its members as vice chairperson. Each member
1469 appointed by the Governor shall serve at the pleasure of the Governor
1470 but no longer than the term of office of the Governor or until the
1471 member's successor is appointed and qualified, whichever is longer.
1472 Each member appointed by a member of the General Assembly shall
1473 serve in accordance with the provisions of section 4-1a. Members shall
1474 receive no compensation but shall be reimbursed for necessary
1475 expenses incurred in the performance of their duties under the
1476 authority legislation, as defined in subsection (hh) of section 32-23d.
1477 The Governor shall fill any vacancy for the unexpired term of a
1478 member appointed by the Governor. The appropriate legislative
1479 appointing authority shall fill any vacancy for the unexpired term of a
1480 member appointed by such authority. A member of the board shall be
1481 eligible for reappointment. Any member of the board may be removed
1482 by the Governor for misfeasance, malfeasance or wilful neglect of
1483 duty. Each member of the authority before entering upon his or her
1484 duties shall take and subscribe the oath or affirmation required by

1485 article XI, section 1, of the State Constitution. A record of each such
1486 oath shall be filed in the office of the Secretary of the State. Meetings of
1487 the board shall be held at such times as shall be specified in the bylaws
1488 adopted by the board and at such other time or times as the
1489 chairperson deems necessary. The board is empowered to adopt
1490 bylaws and regulations for putting into effect the provisions of said
1491 chapters and sections. Not later than November first, annually, the
1492 authority shall submit a report to the Commissioner of [Economic and]
1493 Community Development, the Auditors of Public Accounts and the
1494 joint standing committees of the General Assembly having cognizance
1495 of matters relating to the Department of [Economic and] Community
1496 Development, appropriations and capital bonding, which shall include
1497 the following information with respect to new and outstanding
1498 financial assistance provided by the authority during the twelve-
1499 month period ending on June thirtieth next preceding the date of the
1500 report for each financial assistance program administered by the
1501 authority: (1) A list of the names, addresses and locations of all
1502 recipients of such assistance, (2) for each recipient: (A) The business
1503 activities, (B) the Standard Industrial Classification Manual codes, (C)
1504 the gross revenues during the recipient's most recent fiscal year, (D)
1505 the number of employees at the time of application, (E) whether the
1506 recipient is a minority or woman-owned business, (F) a summary of
1507 the terms and conditions for the assistance, including the type and
1508 amount of state financial assistance, job creation or retention
1509 requirements, and anticipated wage rates, and (G) the amount of
1510 investments from private and other nonstate sources that have been
1511 leveraged by the assistance, (3) the economic benefit criteria used in
1512 determining which applications have been approved or disapproved,
1513 and (4) for each recipient of assistance on or after July 1, 1991, a
1514 comparison between the number of jobs to be created, the number of
1515 jobs to be retained and the average wage rates for each such category
1516 of jobs, as projected in the recipient's application, versus the actual
1517 number of jobs created, the actual number of jobs retained and the
1518 average wage rates for each such category. The report shall also
1519 indicate the actual number of full-time jobs and the actual number of

1520 part-time jobs in each such category and the benefit levels for each
1521 such subcategory. In addition, the report shall state (A) for each final
1522 application approved during the twelve-month period covered by the
1523 report, (i) the date that the final application was received by the
1524 authority, and (ii) the date of such approval; (B) for each final
1525 application withdrawn during the twelve-month period covered by
1526 the report, (i) the municipality in which the applicant is located, (ii) the
1527 Standard Industrial Classification Manual code for the applicant, (iii)
1528 the date that the final application was received by the authority, and
1529 (iv) the date of such withdrawal; (C) for each final application
1530 disapproved during the twelve-month period covered by the report, (i)
1531 the municipality in which the applicant is located, (ii) the Standard
1532 Industrial Classification Manual code for the applicant, (iii) the date
1533 that the final application was received by the authority, and (iv) the
1534 date of such disapproval; and (D) for each final application on which
1535 no action has been taken by the applicant or the agency in the twelve-
1536 month period covered by the report and for which no report has been
1537 submitted under this subsection, (i) the municipality in which the
1538 applicant is located, (ii) the Standard Industrial Classification Manual
1539 code for the applicant, and (iii) the date that the final application was
1540 received by the authority. The November first report shall include a
1541 summary of the activities of the authority, including all activities to
1542 assist small businesses and minority business enterprises, as defined in
1543 section 4a-60g, a complete operating and financial statement and
1544 recommendations for legislation to promote the purposes of the
1545 authority. The authority shall furnish such additional reports upon the
1546 written request of any such committee at such times and containing
1547 such information as the committee may request. The accounts of the
1548 authority shall be subject to annual audit by the state Auditors of
1549 Public Accounts. The authority may cause an audit of its books and
1550 accounts to be made at least once each fiscal year by certified public
1551 accountants. The powers of the authority shall be vested in and
1552 exercised by not less than six of the members of the board of directors
1553 then in office. Such number of members shall constitute a quorum and
1554 the affirmative vote of a majority of the members present at a meeting

1555 of the board shall be necessary for any action taken by the authority.
1556 No vacancy in the membership of the board shall impair the right to
1557 exercise all the rights and perform all the duties of the authority. Any
1558 action taken by the board under the provisions of said chapters and
1559 sections may be authorized by resolution at any regular or special
1560 meeting, and each such resolution shall take effect immediately and
1561 need not be published or posted. The authority shall be exempt from
1562 the provisions of section 4-9a.

1563 (d) The board of directors of the authority may delegate to three or
1564 more of its members such board powers and duties as it may deem
1565 proper. At least one of such members shall not be a state employee.

1566 (e) The board of directors of the authority shall adopt written
1567 procedures, in accordance with the provisions of section 1-121, for: (1)
1568 Adopting an annual budget and plan of operations, including a
1569 requirement of board approval before the budget or plan may take
1570 effect; (2) hiring, dismissing, promoting and compensating employees
1571 of the authority, including an affirmative action policy and a
1572 requirement of board approval before a position may be created or a
1573 vacancy filled; (3) acquiring real and personal property and personal
1574 services, including a requirement of board approval for any
1575 nonbudgeted expenditure in excess of five thousand dollars; (4)
1576 contracting for financial, legal, bond underwriting and other
1577 professional services, including a requirement that the authority solicit
1578 proposals at least once every three years for each such service which it
1579 uses; (5) issuing and retiring bonds, bond anticipation notes and other
1580 obligations of the authority; (6) awarding loans, grants and other
1581 financial assistance, including eligibility criteria, the application
1582 process and the role played by the authority's staff and board of
1583 directors and including deadlines for the approval or disapproval of
1584 applications for such assistance by the authority on and after July 1,
1585 1996; and (7) the use of surplus funds to the extent authorized under
1586 this chapter or other provisions of the general statutes.

1587 (f) The board of directors of the authority shall appoint an executive

1588 director who shall not be a member of the board and who shall serve at
1589 the pleasure of the board and receive such compensation as shall be
1590 fixed by the board. The executive director may but need not be the
1591 deputy appointed under section 32-1d. He shall be the chief
1592 administrative officer of the authority and shall direct and supervise
1593 administrative affairs and technical activities in accordance with the
1594 directives of the board. He shall perform such other duties as may be
1595 directed by the board in carrying out the purposes of said chapters and
1596 sections. The executive director shall be exempt from the classified
1597 service. The executive director shall attend all meetings of the board,
1598 keep a record of the proceedings of the board and shall maintain and
1599 be custodian of all books, documents and papers filed with the
1600 authority and of the minute book or journal of the authority and of its
1601 official seal. He may cause copies to be made of all minutes and other
1602 records and documents of the authority and may give certificates
1603 under the official seal of the authority to the effect that such copies are
1604 true copies, and all persons dealing with the authority may rely upon
1605 such certificates.

1606 (g) Each member of the board of directors of the authority shall
1607 execute a surety bond in the penal sum of fifty thousand dollars, or, in
1608 lieu thereof, the chairman of the board shall execute a blanket position
1609 bond covering each member and the executive director and the
1610 employees of the authority, each surety bond to be conditioned upon
1611 the faithful performance of the duties of the office or offices covered, to
1612 be executed by a surety company authorized to transact business in
1613 this state as surety and to be approved by the Attorney General and
1614 filed in the office of the Secretary of the State. The cost of each such
1615 bond shall be paid by the authority.

1616 (h) Notwithstanding any provision of the law to the contrary, it
1617 shall not constitute a conflict of interest for a trustee, director, partner,
1618 officer, stockholder, proprietor, counsel or employee of any person, or
1619 for any other individual having a financial interest in any person, to
1620 serve as a member of the board of directors of the authority; provided
1621 such trustee, director, partner, officer, stockholder, proprietor, counsel,

1622 employee or individual shall file with the authority a record of his
1623 capacity with or interest in such person and abstain and absent himself
1624 from any deliberation, action and vote by the board in specific respect
1625 to such person.

1626 (i) The authority shall continue, as long as it shall have bonds or
1627 other obligations outstanding and until its existence is terminated by
1628 law. Upon the termination of the existence of the authority, all its
1629 rights and properties shall pass to and be vested in the state of
1630 Connecticut.

1631 (j) Neither members of the board of directors of the authority nor
1632 any person executing the notes and bonds shall be liable personally on
1633 the notes or bonds or be subject to any personal liability or
1634 accountability by reason of the issuance thereof.

1635 (k) Repealed by P.A. 00-136, S. 9.

1636 (l) (1) The authority may establish one or more subsidiaries to
1637 stimulate, encourage and carry out the remediation, development and
1638 financing of contaminated property within this state, in coordination
1639 with the Department of Environmental Protection, and to provide
1640 financial, development and environmental expertise to others
1641 including, but not limited to, municipalities, interested in or
1642 undertaking such remediation, development or financing which are
1643 determined to be public purposes for which public funds may be
1644 expended. Each subsidiary shall be deemed a quasi-public agency for
1645 purposes of chapter 12. The authority may transfer to any such
1646 subsidiary any moneys and real or personal property. Each such
1647 subsidiary shall have all the privileges, immunities, tax exemptions
1648 and other exemptions of the authority.

1649 (2) Each such subsidiary may sue and shall be subject to suit
1650 provided the liability of each such subsidiary shall be limited solely to
1651 the assets, revenues and resources of such subsidiary and without
1652 recourse to the general funds, revenues, resources or any other assets
1653 of the authority or any other subsidiary. No such subsidiary may

1654 provide for any bonded indebtedness of the state for the cost of any
1655 liability or contingent liability for the remediation of contaminated real
1656 property unless such indebtedness is specifically authorized by an act
1657 of the General Assembly. Each such subsidiary shall have the power to
1658 do all acts and things necessary or convenient to carry out the
1659 purposes of this subsection, section 12-81r, subsection (h) of section
1660 22a-133m, subsection (a) of section 22a-133x, sections 22a-133aa, 22a-
1661 133bb and 22a-133dd, subsection (l) of section 22a-134, and sections
1662 22a-452f, 32-7e and 32-23pp to 32-23rr, inclusive, including, but not
1663 limited to, (i) solicit, receive and accept aid, grants or contributions
1664 from any source of money, property or labor or other things of value,
1665 to be held, used and applied to carry out the purposes of this
1666 subsection, section 12-81r, subsection (h) of section 22a-133m,
1667 subsection (a) of section 22a-133x, sections 22a-133aa, 22a-133bb and
1668 22a-133dd, subsection (l) of section 22a-134, and sections 22a-452f, 32-
1669 7e and 32-23pp to 32-23rr, inclusive, subject to the conditions upon
1670 which such grants and contributions may be made, including but not
1671 limited to, gifts, grants or loans, from any department, agency or
1672 quasi-public agency of the United States or the state; (ii) enter into
1673 agreements with persons upon such terms and conditions as are
1674 consistent with the purposes of such subsidiary to acquire or facilitate
1675 the remediation, development or financing of contaminated real or
1676 personal property; (iii) to acquire, take title, lease, purchase, own,
1677 manage, hold and dispose of real and personal property and lease,
1678 convey or deal in or enter into agreements with respect to such
1679 property; (iv) examine, inspect, rehabilitate, remediate or improve real
1680 or personal property or engage others to do so on such subsidiary's
1681 behalf, or enter into contracts therefor; (v) mortgage, convey or dispose
1682 of its assets and pledge its revenues in order to secure any borrowing,
1683 for the purpose of financing, refinancing, rehabilitating, remediating,
1684 improving or developing its assets, provided each such borrowing or
1685 mortgage shall be a special obligation of such subsidiary, which
1686 obligation may be in the form of notes, bonds, bond anticipation notes
1687 and other obligations issued by or to such subsidiary to the extent
1688 permitted under this chapter to fund and refund the same and provide

1689 for the rights of the holders thereof, and to secure the same by pledge
1690 of revenues, notes or other assets and which shall be payable solely
1691 from the assets, revenues and other resources of such subsidiary; (vi)
1692 to create real estate investment trusts or similar entities or to become a
1693 member of a limited liability company or to become a partner in
1694 limited or general partnerships or establish other contractual
1695 arrangements with private and public sector entities as such subsidiary
1696 deems necessary to remediate, develop or finance environmentally
1697 contaminated property in the state; and (vii) any other powers
1698 enumerated in subsection (e) of section 32-23 necessary or appropriate
1699 to carry out the purposes of this subsection, subsection (h) of section
1700 22a-133m, subsection (a) of section 22a-133x, sections 22a-133aa, 22a-
1701 133bb and 22a-133dd, subsection (l) of section 22a-134, and sections
1702 22a-452f, 32-7e, and 32-23pp to 32-23rr, inclusive. The board of
1703 directors, executive director, officers and staff of the authority may
1704 serve as members of any advisory or other board which may be
1705 established to carry out the purposes of this subsection, subsection (h)
1706 of section 22a-133m, subsection (a) of section 22a-133x, sections 22a-
1707 133aa, 22a-133bb and 22a-133dd, subsection (l) of section 22a-134, and
1708 sections 22a-452f, 32-7e, and 32-23pp to 32-23rr, inclusive.

1709 (3) Each such subsidiary shall act through its board of directors at
1710 least one-half of which shall be members of the board of directors of
1711 the authority or their designees or officers or employees of the
1712 authority. A resolution of the authority shall prescribe the purposes for
1713 which each such subsidiary is formed.

1714 (4) The provisions of section 1-125 and this subsection shall apply to
1715 any officer, director, designee, or employee appointed as a member,
1716 director, or officer of any such subsidiary. Neither any such persons so
1717 appointed nor the directors, officers or employees of the authority
1718 shall be personally liable for the debts, obligations, or liabilities of any
1719 such subsidiary as provided in said section 1-125. Each subsidiary shall
1720 and the authority may provide for the indemnification to protect, save
1721 harmless and indemnify such officer, director, designee or employee as
1722 provided by said section 1-125.

1723 (5) The authority or any such subsidiary may take such actions as
1724 are necessary to comply with the provisions of the Internal Revenue
1725 Code of 1986 or any subsequent corresponding internal revenue code
1726 of the United States, as from time to time amended, to qualify and
1727 maintain any such subsidiary as a corporation exempt from taxation
1728 under said Internal Revenue Code.

1729 (6) The authority may make loans or grants to, and may guarantee
1730 specified obligations of, any such subsidiary, following standard
1731 authority procedures, from the authority's assets and the proceeds of
1732 its bonds, notes, and other obligations, provided however, that the
1733 source and security, if any, for the repayment of any such loans or
1734 guarantees is derived from the assets, revenues and resources of such
1735 subsidiary.

1736 (7) Notwithstanding any other provisions of law, the Commissioner
1737 of Environmental Protection shall issue to the authority or any
1738 subsidiary a covenant not to sue, pursuant to section 22a-133aa or
1739 section 22a-133bb, as applicable, without fee, as otherwise required in
1740 subsection (c) of said section 22a-133aa for the remediation of a facility
1741 in accordance with an approved remediation plan.

1742 Sec. 25. Subsection (a) of section 32-16 of the general statutes is
1743 repealed and the following is substituted in lieu thereof (*Effective July*
1744 *1, 2009*):

1745 (a) (1) The authority may (A) upon application of the proposed
1746 mortgagee, insure and make advance commitments to insure all or a
1747 portion of mortgage payments required by a mortgage on any (i)
1748 economic development project, exclusive of machinery, equipment,
1749 furniture, fixtures and other personal property, or (ii) any information
1750 technology project, and (B) upon application of a borrower, insure and
1751 make advance commitments to insure, (i) all or a portion of loan
1752 payments required for an information technology project, (ii) a loan for
1753 an economic development project used for manufacturing, industrial,
1754 research, retail, small business, product development, product

1755 warehousing, distribution or other purposes which will create or retain
1756 jobs, maintain or diversify industry, including new or emerging
1757 technologies, or maintain or increase the tax base, or (iii) a secured or
1758 unsecured working capital loan necessary for the start-up or
1759 continuation of such a project, upon such terms and conditions as the
1760 authority may prescribe, provided the aggregate amount of contracts
1761 of insurance or advance commitments issued under this section,
1762 together with contracts of insurance or advance commitments insured
1763 under subsection (b) or (d) of this section, outstanding at any one time
1764 shall not exceed four times the sum of the amounts available in the
1765 Mortgage and Loan Insurance Fund plus the amount of any unpaid
1766 grants authorized to be made by the Department of [Economic and]
1767 Community Development to the authority for deposit in such fund
1768 which remain available for purposes of the fund pursuant to the bond
1769 authorization in section 32-22, provided the amount of any such
1770 contract of insurance or advance commitment shall be measured by the
1771 portion of unpaid principal which is insured by the authority and shall
1772 exclude for purposes of such limitation the amount of any contract of
1773 insurance or advance commitment to the extent that the liability of the
1774 authority with respect thereto has been reinsured by, or participated in
1775 by, an eligible financial institution with a long-term credit rating equal
1776 to or higher than that of the state. The aggregate amount of principal
1777 obligations of all mortgages and loans so insured shall not constitute
1778 indebtedness of the state of Connecticut for purposes of computing the
1779 debt limit under section 3-21, provided bonds authorized to be issued
1780 pursuant to section 32-22 shall constitute indebtedness of the state of
1781 Connecticut for such purposes, whether or not obligations of the state
1782 of Connecticut are issued and outstanding in anticipation of the sale of
1783 such bonds. Any contract of insurance executed by the authority under
1784 this section shall be conclusive evidence of eligibility for such
1785 mortgage or loan insurance, and the validity of any contract of
1786 insurance so executed or of an advance commitment to insure shall be
1787 incontestable in the hands of an approved mortgagee or lender from
1788 the date of the execution of such contract of insurance or advance
1789 commitment, except for (I) fraud or misrepresentation on the part of

1790 such approved mortgagee or lender, or (II) noncompliance with the
1791 terms of the contract of insurance or advance commitment and
1792 authority written procedures in force at the time of issuance of the
1793 contract or the advance commitment.

1794 (2) To be eligible for insurance under the provisions of this chapter,
1795 a mortgage or agreement for the extension of credit or making of a
1796 loan by the authority or other lender shall: (A) Be one which is made to
1797 and held by the authority or an eligible financial institution approved
1798 by the authority as responsible and able to service the mortgage or
1799 loan properly; (B) in the case of a mortgage under subparagraph (A) of
1800 subdivision (1) of this subsection, involve principal not to exceed
1801 twenty-five million dollars for any one economic development project
1802 exclusive of machinery, equipment, furniture, fixtures and other
1803 personal property, and not to exceed ninety per cent of the cost of such
1804 project, except that the authority may insure a portion of a mortgage or
1805 agreement for the extension of credit or making of a loan by the
1806 authority that otherwise satisfies the requirements of this section and
1807 the requirements prescribed by the authority by written procedure if
1808 such mortgage or agreement involves principal in excess of twenty-
1809 five million dollars, provided any approved contract of insurance shall
1810 not exceed twenty-five million dollars and in the case of a loan under
1811 subparagraph (B) of subdivision (1) of this subsection, involve
1812 principal not to exceed ten million dollars; (C) have a maturity
1813 satisfactory to the authority but in no case later than twenty-five years
1814 from the date of the issuance of the insurance; (D) contain amortization
1815 provisions satisfactory to the authority requiring payments by the
1816 borrower or mortgagor, not in excess of the borrower's or mortgagor's
1817 reasonable ability to pay as determined by the authority; (E) be in such
1818 form and contain such terms and provisions with respect to property
1819 insurance, repairs, alterations, payment of taxes and assessments,
1820 default reserves, delinquency charges, default remedies, anticipation of
1821 maturity, additional and secondary liens and other matters as the
1822 authority may prescribe.

1823 Sec. 26. Section 32-22 of the general statutes is repealed and the

1824 following is substituted in lieu thereof (*Effective July 1, 2009*):

1825 (a) The State Bond Commission may authorize the issuance of
1826 bonds of the state in one or more series in accordance with section 3-20
1827 and in principal amounts necessary to carry out the purposes of
1828 section 32-16 but not in excess of the aggregate amount of twenty-six
1829 million dollars. All of said bonds shall be payable at such place or
1830 places as may be determined by the Treasurer pursuant to section 3-19
1831 and shall bear such date or dates, mature at such time or times, not
1832 exceeding twenty years from their respective dates, bear interest at
1833 such rate or different or varying rates and payable at such time or
1834 times, be in such denominations, be in such form with or without
1835 interest coupons attached, carry such registration and transfer
1836 privileges, be payable in such medium of payment and be subject to
1837 such terms of redemption with or without premium as, irrespective of
1838 the provisions of said section 3-20, may be provided by the
1839 authorization of the State Bond Commission or fixed in accordance
1840 therewith.

1841 (b) The proceeds of the sale of such bonds shall be used by the
1842 Department of [Economic and] Community Development to make
1843 grants to the authority for deposit in the Mortgage and Loan Insurance
1844 Fund created by section 32-14. The terms and conditions of said grants
1845 shall be governed in accordance with a grant contract between the
1846 department and the authority. Payments of principal on such bonds as
1847 they mature and interest thereon shall be payable first from the
1848 Mortgage and Loan Insurance Fund and secondly from the state
1849 General Fund.

1850 Sec. 27. Section 32-23c of the general statutes is repealed and the
1851 following is substituted in lieu thereof (*Effective July 1, 2009*):

1852 It is hereby found and declared that there is a continuing need in the
1853 state for: (1) Economic development and activity to provide and
1854 maintain employment and tax revenues, promote the export of
1855 products and services beyond state boundaries, encourage innovation

1856 in products and services, and support or broaden the economic base of
1857 the state, the control, abatement and prevention of pollution to protect
1858 the public health and safety, and the development and use of
1859 indigenous and renewable energy resources to assist industrial and
1860 commercial businesses in meeting their energy requirements; (2) the
1861 development of recreation facilities to promote tourism, to provide and
1862 maintain employment and tax revenues and to promote the public
1863 welfare; (3) the development of commercial and retail sales and
1864 services facilities in urban areas to provide and maintain construction,
1865 permanent employment and tax revenues, to improve conditions of
1866 deteriorated physical development, slow economic growth and eroded
1867 financial health of the public and private sectors in urban areas and to
1868 revitalize the economy of urban areas; (4) assistance to public service
1869 businesses providing transportation and utility services in the state; (5)
1870 development of the commercial fishing industry to provide and
1871 maintain employment and tax revenues; (6) the development of high-
1872 technology businesses and business incubators that assist high-
1873 technology businesses; (7) assistance to consortia consisting of
1874 businesses creating partnerships with higher education facilities; and
1875 (8) assistance to nonprofit and governmental entities in financing
1876 facilities providing health, educational, charitable, community,
1877 cultural, agricultural, consumer or other services benefiting the citizens
1878 of the state; that the availability of financial assistance and suitable
1879 facilities are important inducements to industrial, commercial and
1880 nonprofit enterprises to remain or locate in this state and to provide
1881 economic development projects, recreation projects, urban projects,
1882 public service projects, commercial fishing projects, health care projects
1883 and nonprofit projects; that there are significant barriers inhibiting
1884 access by the authority and eligible financial institutions to the public
1885 capital markets and expansion of the secondary loan market to assist in
1886 financing economic development and other projects in the state; that
1887 the exercise by the authority of the powers in this chapter will promote
1888 economic development by increasing access to the public capital
1889 markets for the authority and eligible financial institutions; and that
1890 therefore the necessity in the public interest and for the public benefit

1891 and good for the provisions of this chapter is hereby declared as a
1892 matter of legislative determination. It is further found and declared
1893 that there is a necessity in the state of creating a Department of
1894 [Economic and] Community Development to coordinate and be
1895 responsible for matters affecting the growth of business and industry
1896 in the state and the maintenance and development of industry in the
1897 state as well as the promotion of tourism in the state and for the
1898 establishment and creation of an authority to assist the department
1899 and the state to carry out the needs and policies of the state as set forth
1900 in this section. It is further found and declared that existing, pending
1901 and proposed federal legislation has limited and restricted and may
1902 further limit and restrict the power of the authority to issue obligations
1903 the interest on which is exempt from federal income taxation; that the
1904 ability of the authority to issue obligations to provide financing for
1905 projects is essential to the maintenance and expansion of employment
1906 and the tax base in the state and to the economic development and
1907 health, education and general welfare of the state; and that the
1908 issuance of obligations the interest on which may be includable in the
1909 holder's gross income for the purposes of federal income taxation
1910 serves a needed public purpose; and therefore the necessity in the
1911 public interest and for the public benefit and good for the provisions of
1912 this chapter is hereby declared as a matter of legislative determination.

1913 Sec. 28. Section 32-23d of the general statutes is repealed and the
1914 following is substituted in lieu thereof (*Effective July 1, 2009*):

1915 For the purposes of this chapter, the following terms shall have the
1916 following meanings unless the context indicates another meaning and
1917 intent:

1918 (a) "Department" means the Department of [Economic and]
1919 Community Development or its successor agency.

1920 (b) "State" means the state of Connecticut.

1921 (c) "Municipality" means any town, city or borough in the state.

1922 (d) "Project" means any facility, plant, works, system, building,
1923 structure, utility, fixture or other real property improvement located in
1924 the state, any machinery, equipment, furniture, fixture or other
1925 personal property to be located in the state and the land on which it is
1926 located or which is reasonably necessary in connection therewith,
1927 which is of a nature or which is to be used or occupied by any person
1928 for purposes which would constitute it as an economic development
1929 project, information technology project, public service project, urban
1930 project, recreation project, commercial fishing project, health care
1931 project, the convention center project, as defined in subdivision (3) of
1932 section 32-600, nonprofit project or remediation project, and any real
1933 property improvement reasonably related thereto. A project may be
1934 acquired (1) directly, or (2) indirectly through the purchase of all or
1935 substantially all of the stock of a corporation.

1936 (e) "Eligible financial institution" means any trust company, bank,
1937 savings bank, credit union, savings and loan association, insurance
1938 company, investment company, mortgage banker, trustee, executor,
1939 pension fund, retirement fund or other fiduciary or financial
1940 institution, the state or, to the extent otherwise permitted by law, any
1941 municipality, or any political subdivision, instrumentality, agency or
1942 body politic and corporate thereof, which is approved by the authority
1943 to participate in the financing of a project.

1944 (f) "Cost of project" as determined by the authority means the cost or
1945 fair market value of construction, lands, property rights, utility
1946 extensions, disposal facilities, access roads, easements, franchises,
1947 financing charges, interest, engineering and legal services, plans,
1948 specifications, surveys, cost estimates, studies and other expenses
1949 necessary or incident to the development, construction, financing and
1950 placing in operation of a project and, subject to the provisions of
1951 section 32-16, the cost or fair market value of machinery, equipment,
1952 furniture, fixtures or other personal property of a project.

1953 (g) "Insurance fund" means the Mortgage and Loan Insurance Fund
1954 created by section 32-14.

1955 (h) "Maturity date" means the date on which the mortgage
1956 indebtedness would be extinguished if paid in accordance with
1957 periodic payments provided for in the mortgage.

1958 (i) "Mortgage" means a mortgage or lien on a project together with
1959 credit instruments, if any, secured thereby, or any other agreement for
1960 the extension of credit or making of a loan related to the financing of a
1961 project or any portions thereof or interest therein, however evidenced,
1962 including financing by means of a lease or a conditional or installment
1963 sales agreement, or any pool of or interest in any of the foregoing
1964 financed from any source.

1965 (j) "Mortgagee" means the original lender or other provider of credit
1966 under the mortgage or participants therein, and their successors and
1967 assigns, approved by the authority and may include, but is not limited
1968 to, all eligible financial institutions and, except as used in section 32-
1969 17a, the authority as defined in subsection (w) of this section.

1970 (k) "Mortgagor" includes the successors and assigns of the
1971 mortgagor.

1972 (l) "Mortgage payments" means payments called for by a mortgage,
1973 and may include, but is not limited to, interest, installments of
1974 principal, taxes and assessments, mortgage insurance premiums and
1975 hazard insurance premiums.

1976 (m) "Mortgage year" means the annual period measured by the date
1977 or the anniversary of the date of the execution of the mortgage.

1978 (n) "Principal obligation" means the sum total of all mortgage
1979 payments due from the mortgagor.

1980 (o) "Municipal planning commission" means a municipal planning
1981 commission created under chapter 126.

1982 (p) "Regional planning agency" means a regional planning agency
1983 created under chapter 127.

1984 (q) "Federal agency" means the United States, the president of the
1985 United States and any department of, or corporation, agency or
1986 instrumentality designated or established by, the United States.

1987 (r) "Revenues" means receipts, revenues, service charges, rentals or
1988 other payments to be received on account of lease, mortgage,
1989 conditional sale, sale or loan agreements and payments and any other
1990 income derived from the lease, sale or other disposition of a project,
1991 moneys in such reserve and insurance funds or accounts or other
1992 funds and accounts and income from the investment thereof,
1993 established in connection with the issuance of bonds, notes or other
1994 obligations for a project or projects, and fees, charges or other moneys
1995 to be received by the authority in respect of projects and contracts with
1996 persons.

1997 (s) "Person" means any person, including individuals, firms,
1998 partnerships, associations, cooperatives, limited liability companies or
1999 corporations, public or private, for profit or nonprofit, organized or
2000 existing under the laws of the state or any other state, and, to the
2001 extent otherwise permitted by law, any municipality, district,
2002 including any special district having taxing powers, agency, authority,
2003 instrumentality, or other governmental entity or political subdivision
2004 in the state.

2005 (t) "Purposes of the authority", means the purposes of the authority
2006 expressed in and pursuant to the authority legislation, including with
2007 respect to the promotion, planning and designing, developing,
2008 encouraging, assisting, acquiring, constructing, reconstructing,
2009 improving, maintaining and equipping and furnishing of a project and
2010 assisting directly or indirectly in the financing of the cost thereof.

2011 (u) "Economic development project" means any project which is to
2012 be used or occupied by any person for (1) manufacturing, industrial,
2013 research, office or product warehousing or distribution purposes or
2014 hydroponic or aquaponic food production purposes and which the
2015 authority determines will tend to maintain or provide gainful

2016 employment, maintain or increase the tax base of the economy, or
2017 maintain, expand or diversify industry in the state, or (2) controlling,
2018 abating, preventing or disposing land, water, air or other
2019 environmental pollution, including without limitation thermal,
2020 radiation, sewage, wastewater, solid waste, toxic waste, noise or
2021 particulate pollution, except resources recovery facilities, as defined in
2022 section 22a-219a, used for the principal purpose of processing
2023 municipal solid waste and which are not expansions or additions to
2024 resources recovery facilities operating on July 1, 1990, or (3) the
2025 conservation of energy or the utilization of cogeneration technology or
2026 solar, wind, hydro, biomass or other renewable sources to produce
2027 energy for any industrial or commercial application, or (4) any other
2028 purpose which the authority determines will materially contribute to
2029 the economic base of the state by creating or retaining jobs, promoting
2030 the export of products or services beyond state boundaries,
2031 encouraging innovation in products or services, or otherwise
2032 contributing to, supporting or enhancing existing activities that are
2033 important to the economic base of the state.

2034 (v) "Commissioner" means the Commissioner of [Economic and]
2035 Community Development.

2036 (w) "Authority" means the Connecticut Development Authority or
2037 its successor as established and created under section 32-11a.

2038 (x) "Capital reserve fund bond" means any bond of the authority
2039 secured by a special capital reserve fund established pursuant to this
2040 chapter.

2041 (y) "Recreation project" means any project which is to be primarily
2042 available for the use of the general public including without limitation
2043 stadiums, sports complexes, amusement parks, museums, theaters,
2044 civic, concert, cultural and exhibition centers, centers for the visual and
2045 performing arts, hotels, motels, resorts, inns and other public lodging
2046 accommodations and which the authority determines will tend to (1)
2047 promote tourism, (2) provide a special enhancement of recreation

2048 facilities in the state, or (3) contribute to the business or industrial
2049 development of the state.

2050 (z) "Public service project" means any project which is to be used or
2051 occupied by a common carrier or public utility to provide bus, truck,
2052 rail, limousine, water or air transportation services or water, sewer,
2053 gas, electricity, or telephone utility services, and which the authority
2054 determines will tend to assist the common carrier or public utility in
2055 providing service to the general public in the state. A public service
2056 project may include ferry boats or railroad rolling stock, but may not
2057 include any other vehicle, aircraft or watercraft.

2058 (aa) "Urban project" means any project which is to be used or
2059 occupied by any person for commercial or retail sales or service
2060 purposes located wholly or partly within an urban municipality in the
2061 state and which the authority determines will tend (1) to maintain or
2062 provide gainful construction or permanent employment, maintain or
2063 expand the tax base of the economy or maintain, expand or diversify
2064 industry in the state, or (2) to otherwise revitalize the economy of the
2065 urban municipality. An "urban municipality", for the purposes of this
2066 definition, means any municipality which is a "distressed
2067 municipality" as defined in subsection (b) of section 32-9p.

2068 (bb) "Commercial fishing project" means any project which is to be
2069 used or occupied by any person for commercial fishing purposes or for
2070 support, maintenance, storage, production, or manufacturing purposes
2071 reasonably related to commercial fishing activity, including without
2072 limitation commercial fishing vessels, docks, wharves, piers, land or
2073 floating processing facilities, transportation terminals, facilities for the
2074 maintenance, storage, and construction of vessels and equipment, and
2075 fish storage and handling facilities.

2076 (cc) "Health care project" means any project which is to be used or
2077 occupied by any person for the providing of services in any residential
2078 care home, nursing home or rest home, as defined in subsection (c) of
2079 section 19a-490, or for the providing of living space for physically

2080 handicapped persons or persons sixty years of age or older.

2081 (dd) "Nonprofit project" means any project which (1) is to be used or
2082 occupied by any person organized and operated not for profit but
2083 exclusively for health, educational, charitable, community, cultural,
2084 agricultural, consumer or other purposes benefiting the citizens of the
2085 state, or as an agricultural or hospital cooperative or service
2086 organization or as a chamber of commerce or trade or professional
2087 association, and (2) which the authority determines satisfies a public
2088 need not adequately met by businesses operating for profit.

2089 (ee) "Information technology project" means any project (1)
2090 providing information technology intensive office or laboratory space,
2091 including, but not limited to, smart buildings, incubator facilities, or
2092 any project that is to be used or occupied by any person specializing in
2093 e-commerce technologies or other technologies using high-speed
2094 communications infrastructure, and (2) which the authority deems will
2095 materially contribute to the economic base of the state by creating or
2096 retaining jobs, promoting the export of products or services beyond
2097 state borders, encouraging innovation in products or services, or
2098 otherwise contributing to, supporting or enhancing existing activities
2099 that are important to the economic base of the state.

2100 (ff) "Incubator facilities" has the same meaning as incubator facilities
2101 in subdivision (5) of section 32-34.

2102 (gg) "Smart building" means a building that houses, for use by its
2103 tenants, an information or communications infrastructure capable of
2104 transmitting digital video, voice and data content over a high-speed
2105 wired, wireless or other communications intranet and provides the
2106 capability of delivering and receiving high-speed digital video, voice
2107 and data transmissions over the Internet.

2108 (hh) "Authority legislation" means this chapter, chapters 578, 584,
2109 588l, 588n, 588r and 588u, sections 8-134, 8-134a, 8-192, 8-192a, 25-33a,
2110 32-23zz and 32-68a, and any other provisions of the general statutes or
2111 any public or special act setting forth or governing the powers and

2112 duties of the authority.

2113 (ii) "Remediation project" means any project (1) involving the
2114 development, redevelopment or productive reuse of real property
2115 within this state that (A) has been subject to a spill, as defined in
2116 section 22a-452c, (B) is an establishment, as defined in subdivision (3)
2117 of section 22a-134, (C) is a facility, as defined in 42 USC 9601(9), or (D)
2118 is eligible to be treated as polluted real property for purposes of
2119 section 22a-133m or contaminated real property for purposes of section
2120 22a-133aa or section 22a-133bb, provided the development,
2121 redevelopment or productive reuse is undertaken pursuant to a
2122 remediation plan meeting all applicable standards and requirements of
2123 the Department of Environmental Protection, (2) that the authority
2124 determines will add or support significant new economic activity or
2125 employment in the municipality in which such project is located or
2126 will otherwise materially contribute to the economic base of the state
2127 or the municipality or will provide a residential or mixed-use
2128 development pursuant to chapter 828, and (3) for which assistance
2129 from the authority will be needed to attract necessary private
2130 investment.

2131 Sec. 29. Section 32-23o of the general statutes is repealed and the
2132 following is substituted in lieu thereof (*Effective July 1, 2009*):

2133 (a) A Small Contractors' Revolving Loan Fund is created. In order to
2134 stimulate and encourage the growth and development of the state
2135 economy through the private enterprise of small contractors, the [state,
2136 acting by the Department of Economic and] Department of
2137 Community Development [.] may contract with other state agencies,
2138 for-profit companies or nonprofit organizations to provide working
2139 capital loans or provide lines of credit to small contractors from the
2140 Small Contractors' Revolving Loan Fund. For the purposes of this
2141 section, "small contractor" means contractors, subcontractors, minority
2142 business enterprises, manufacturers or service companies who have
2143 been doing business and have maintained their principal office and
2144 place of business in the state for a period of at least one year prior to

2145 the date of their application for assistance under this section, whose
2146 gross revenues in their most recently completed fiscal year did not
2147 exceed one million five hundred thousand dollars and which are
2148 considered small in accordance with such size standards as shall be
2149 established by regulations adopted by the department. In establishing
2150 such standards, the department shall consider the number of
2151 employees of the concern, provided any maximum number of
2152 employees which a small contractor may have under such definition
2153 shall vary from business to business to the extent necessary to reflect
2154 different characteristics of such business and to take proper account of
2155 other relevant factors. Not less than twenty-five per cent of the
2156 working capital loans and lines of credit provided under this section
2157 shall be made available to minority business enterprises. The
2158 department shall charge and collect interest on each such working
2159 capital loan or line of credit at a rate to be determined in accordance
2160 with subsection (t) of section 3-20. In no event shall the total amount of
2161 such working capital loans or lines of credit provided to any single
2162 small contractor in any period of twelve consecutive months exceed
2163 two hundred thousand dollars. Payments made by small contractors
2164 on all working capital loans and lines of credit paid to the Treasurer
2165 for deposit in the Small Contractors' Revolving Loan Fund shall be
2166 transferred to the Connecticut Growth Fund established under section
2167 32-23v. The department shall promulgate rules and regulations in
2168 accordance with chapter 54 to carry out the provisions of this section.
2169 Such rules and regulations shall establish size standards for different
2170 types of small contractors, loan procedures, repayment terms, security
2171 requirements, default and remedy provisions and such other terms
2172 and conditions as the department shall deem appropriate.

2173 (b) Each such loan or extension of credit shall be authorized by the
2174 Connecticut Development Authority or, if the authority so determines,
2175 by a committee of the authority consisting of the chairman and either
2176 one other member of the authority or its executive director, as
2177 specified in the determination of the authority. Any administrative
2178 expenses incurred in carrying out the provisions of this section, to the

2179 extent not paid by the authority or from moneys appropriated to the
2180 department, shall be paid from the Small Contractors' Revolving Loan
2181 Fund. Payments from the Small Contractors' Revolving Loan Fund to
2182 small contractors or to pay such administrative expenses shall be made
2183 by the Treasurer upon certification by the Commissioner of [Economic
2184 and] Community Development that the payment is authorized under
2185 the provisions of this section, under the applicable rules and
2186 regulations of the department, and, if made to a small contractor,
2187 under the terms and conditions established by the authority or the
2188 duly appointed committee thereof in authorizing the making of the
2189 loan or the extension of credit.

2190 (c) The State Bond Commission may authorize the issuance of bonds
2191 of the state in one or more series in accordance with section 3-20 and in
2192 a principal amount necessary to carry out the purposes of this section,
2193 but not in excess of an aggregate amount of one million five hundred
2194 thousand dollars, provided said commission may not authorize the
2195 issuance of any bonds under the provisions of this section in excess of
2196 one million five hundred thousand dollars on or after June 2, 1986. All
2197 of said bonds shall be payable at such place or places as may be
2198 determined by the Treasurer pursuant to section 3-19 and shall bear
2199 such date or dates, mature at such time or times, not exceeding five
2200 years from their respective dates, bear interest at such rate or different
2201 or varying rates and payable at such time or times, be in such
2202 denominations, be in such form with or without interest coupons
2203 attached, carry such registration and transfer privileges, be payable in
2204 such medium of payment and be subject to such terms of redemption
2205 with or without premium as, irrespective of the provisions of said
2206 section 3-20, may be provided by the authorization of the State Bond
2207 Commission or fixed in accordance therewith. The proceeds of the sale
2208 of such bonds, together with premium and interest on sale, if any, shall
2209 be deposited in the Small Contractors' Revolving Loan Fund created
2210 by this section. Such bonds shall be general obligations of the state and
2211 the full faith and credit of the state of Connecticut are pledged for the
2212 payment of the principal of and interest on such bonds as the same

2213 become due. Accordingly, and as part of the contract of the state with
2214 the holders of such bonds, appropriation of all amounts necessary for
2215 punctual payment of such principal and interest is hereby made, and
2216 the Treasurer shall pay such principal and interest as the same become
2217 due. Net earnings on investments or reinvestments of proceeds,
2218 accrued interest and premiums on the issuance of such bonds, after
2219 payment therefrom of expenses incurred by the Treasurer or State
2220 Bond Commission in connection with their issuance, shall become part
2221 of the Small Contractors' Revolving Loan Fund.

2222 Sec. 30. Section 32-23t of the general statutes is repealed and the
2223 following is substituted in lieu thereof (*Effective July 1, 2009*):

2224 It is hereby found and declared as a matter of legislative
2225 determination that there is a continuing need for stimulation and
2226 encouragement of the growth and development of the state economy
2227 through the provision of two comprehensive loan programs and the
2228 establishment of a locally administered business outreach center
2229 challenge grant program which address the economic needs of a wide
2230 variety of business enterprises located throughout the state, including,
2231 but not limited to, development corporations, small contractors, small
2232 manufacturers, small business investment companies, employee
2233 groups, small water companies, small exporters, businesses affected by
2234 emergencies or disasters, small farmers, small retailers or service firms,
2235 high risk small businesses, start-up businesses, businesses located in
2236 various regions of the state, and other businesses that may be unable to
2237 obtain adequate financing from conventional sources. It is further
2238 found and declared that consolidating many of the separate loan
2239 programs currently administered by the Department of [Economic
2240 and] Community Development into two revolving loan funds to be
2241 administered by the Connecticut Development Authority will enhance
2242 such programs for all borrowers, permit better targeting of state
2243 assistance to firms important to the economic base of the state,
2244 improve marketing, accounting and administration, alleviate certain
2245 administrative and technical problems created by changes in federal
2246 tax law, permit more effective use of existing resources and better

2247 enable the state to protect itself from losses through the establishment
2248 of a loan loss reserve and an improved loan work-out capability. It is
2249 further found and declared that major changes in the financial markets
2250 have altered the availability of capital to small and medium firms in
2251 the state, that assistance to high risk small and start-up businesses is
2252 important to the state economy and that such loan consolidation will
2253 better enable the Connecticut Development Authority to leverage state
2254 assistance through active participation of private sector investments in
2255 small businesses.

2256 Sec. 31. Section 32-23v of the general statutes is repealed and the
2257 following is substituted in lieu thereof (*Effective July 1, 2009*):

2258 (a) As used in this section:

2259 (1) "Affiliate" means a business concern which directly controls or is
2260 controlled by another business concern, or a third party which controls
2261 both business concerns;

2262 (2) "Appraised value" means the cost or fair market value of an asset
2263 as determined in the discretion of the Connecticut Development
2264 Authority;

2265 (3) "Authority" means the Connecticut Development Authority
2266 established under section 32-11a or its successor;

2267 (4) "Department" means the Department of [Economic and]
2268 Community Development or its successor agency;

2269 (5) "Eligible borrower" means any person who, in the discretion of
2270 the authority, demonstrates (A) financial need by either its inability to
2271 obtain conventional financial assistance in satisfactory amounts or
2272 satisfactory terms, or to remain or locate or continue operations in this
2273 state without the assistance provided for in this section; and (B) that
2274 the project for which the assistance provided for in this section is being
2275 requested will materially contribute or provide support to the
2276 economic base of the state, as evidenced by one or more of the

2277 following criteria: (i) That such project will create or retain high quality
2278 jobs within the state and not simply replace existing jobs in other
2279 locations or businesses within the state; (ii) that such project will
2280 effectuate or facilitate the export of goods or services beyond the state
2281 boundaries; (iii) that such project represents a new product or service
2282 that has the potential for significant future contribution to the state's
2283 economic base; or (iv) that such project will significantly contribute to,
2284 support or enhance existing activities which are important to the
2285 economic base of the state;

2286 (6) "Loans" means (A) loans and extensions of lines of credit, (B) any
2287 and all forms of equity investments in any business entity, and (C) any
2288 combination of such loans, lines of credit and equity investments;

2289 (7) "Person" means any person or entity, including affiliates,
2290 engaged in or for the purpose of acquiring a for-profit activity or
2291 activities in this state, and whose gross revenues, including revenues
2292 of affiliates, did not exceed twenty-five million dollars in its most
2293 recently completed fiscal year prior to the date of its application for
2294 assistance under this section, or if such person has not been in business
2295 for at least one year prior to the date of such application, if the
2296 authority determines in its discretion that such person's gross
2297 revenues, including revenues of affiliates, are not likely to exceed
2298 twenty-five million dollars in its first fiscal year;

2299 (8) "Small business investment company" means any entity defined
2300 in 15 USCA 662(3); and

2301 (9) "State or local development corporation" means any entity
2302 organized under the laws of this state which has the authority to
2303 promote and assist the growth and development of business concerns
2304 in the areas covered by their operations.

2305 (b) In order to stimulate and encourage the growth and
2306 development of the state economy, the Connecticut Growth Fund is
2307 hereby created to provide fixed asset financing, working capital and
2308 high risk and start-up capital to firms important to the state's economic

2309 base. The state, acting through the authority, may make, or participate
2310 with private sector financial institutions in making loans from said
2311 fund to eligible borrowers, state and local development corporations
2312 and small business investment companies, in accordance with the
2313 provisions of this section. Payments of principal and interest or other
2314 payments on such loans, and funds received by the authority from any
2315 other source for the purposes of the Connecticut Growth Fund, shall be
2316 deposited into said fund and shall be used to make additional loans
2317 and for such other purposes authorized by this section.

2318 (c) The state, acting through the authority, may make, or participate
2319 with private sector financial institutions in making loans from the
2320 Connecticut Growth Fund to eligible borrowers in accordance with the
2321 following provisions:

2322 (1) The aggregate outstanding amount of any loans made under this
2323 section to any one eligible borrower, including affiliates, shall not
2324 exceed four million dollars;

2325 (2) The amount of any loan made under this section shall not (A) for
2326 real property exceed ninety per cent of either the cost or appraised
2327 value of the real property; (B) for machinery and equipment exceed
2328 eighty per cent of either the cost or appraised value of the machinery
2329 and equipment; and (C) for working capital, which may include, but
2330 need not be limited to, capital for expansion or restructuring of a
2331 business, exceed such eligible borrower's total working capital needs
2332 as determined by the authority in its discretion at the time of
2333 application for assistance under this section;

2334 (3) The maximum term for repayment of any loan made under this
2335 section shall not exceed (A) twenty years for real property; (B) ten
2336 years for machinery and equipment; and (C) seven years for working
2337 capital; and

2338 (4) Subdivisions (2) and (3) of this subsection shall not apply if and
2339 to the extent that the authority determines in its discretion that such
2340 provisions are inappropriate for the purpose of providing either start-

2341 up, high risk or acquisition financing.

2342 (d) The state, acting through the authority, may make loans to state
2343 or local development corporations and small business investment
2344 companies for the purpose of providing funds to enable such state or
2345 local development corporations or small business investment
2346 companies to make loans to eligible borrowers. The aggregate
2347 outstanding amount of any loan made under this subsection to a state
2348 or local development corporation or small business investment
2349 company for a loan to any one eligible borrower shall not exceed one
2350 million dollars, provided such aggregate limit shall not apply in the
2351 case of a loan in the form of an equity investment made under this
2352 subsection to a small business investment company for a loan in the
2353 form of an equity investment. Assets of the Connecticut Growth Fund
2354 may be allocated for such equity investments.

2355 (e) To carry out the purposes of this section, the authority shall have
2356 those powers set forth in section 32-23e. The authority shall also have
2357 the power to take all reasonable steps and exercise all available
2358 remedies necessary or desirable to protect the obligations or interest of
2359 the authority including, but not limited to, the purchase or redemption
2360 in foreclosure proceedings, bankruptcy proceedings or in other judicial
2361 proceedings of any property on which it holds a mortgage or other lien
2362 or in which it has an interest, and for such purposes payment may be
2363 made from the Connecticut Growth Fund.

2364 (f) The borrowers shall pay such costs of processing applications for
2365 loans made under this section, including closing costs, as the authority
2366 determines are reasonable and necessary. The department may assist
2367 the authority in carrying out the provisions of this section and any
2368 administrative expenses incurred by the department for services
2369 provided to the authority or expenses incurred by the authority in
2370 carrying out the provisions of this section, to the extent not paid by the
2371 borrower or from moneys appropriated to the department or the
2372 authority for such purposes, may be paid from the Connecticut
2373 Growth Fund.

2374 (g) Each loan may be authorized by the authority or, if the authority
2375 so determines, by a committee of the authority, one of whose members
2376 may be its executive director. The rate of interest and other terms of
2377 each loan to the extent not specifically provided for herein shall be
2378 determined by the authority in its discretion.

2379 (h) Payments from the Connecticut Growth Fund to eligible
2380 borrowers, state and local development corporations or small business
2381 investment companies or to pay administrative expenses shall be made
2382 upon certification by the executive director of the authority that
2383 payment is authorized under the provisions of this section and under
2384 any applicable regulations or program criteria of the authority.

2385 (i) For the purposes of this section, the State Bond Commission shall
2386 have the power, from time to time, to authorize the issuance of bonds
2387 of the state in one or more series and in principal amounts not
2388 exceeding in the aggregate fifty million five hundred eighty thousand
2389 dollars. The proceeds from the sale of said bonds shall be used by the
2390 department to make grants to the authority for deposit in the
2391 Connecticut Growth Fund for the purposes authorized under this
2392 section. The terms and conditions of said grants shall be governed in
2393 accordance with a grant contract entered into between the department
2394 and authority. All provisions of section 3-20, or the exercise of any
2395 right or power granted thereby which are not inconsistent with the
2396 provisions of this section are hereby adopted and shall apply to all
2397 bonds authorized by the State Bond Commission pursuant to this
2398 section, and temporary notes in anticipation of the money to be
2399 derived from the sale of any such bonds so authorized may be issued
2400 in accordance with said section 3-20 and from time to time renewed.
2401 Said bonds shall mature at such time or times not exceeding twenty
2402 years from their respective dates as may be provided in or pursuant to
2403 the resolution or resolutions of the State Bond Commission authorizing
2404 such bonds. None of such bonds shall be authorized except upon a
2405 finding by the State Bond Commission that there has been filed with it
2406 a request for such authorization, which is signed by or on behalf of the
2407 Secretary of the Office of Policy and Management and states such

2408 terms and conditions as said commission in its discretion may require.
2409 Said bonds issued pursuant to this section shall be general obligations
2410 of the state and the full faith and credit of the state of Connecticut are
2411 pledged for the payment of the principal of and interest on said bonds
2412 as the same become due, and accordingly and as part of the contract of
2413 the state with the holders of said bonds, appropriation of all amounts
2414 necessary for the punctual payment of such principal and interest is
2415 hereby made, and the Treasurer shall pay such principal and interest
2416 as the same become due. Net earnings on any assets of the Connecticut
2417 Growth Fund, including investments or reinvestments of proceeds,
2418 accrued interest and premiums on the issuance of such bonds, after
2419 payment therefrom of expenses incurred by the Treasurer or State
2420 Bond Commission in connection with their issuance, shall become part
2421 of the Connecticut Growth Fund.

2422 Sec. 32. Section 32-23x of the general statutes is repealed and the
2423 following is substituted in lieu thereof (*Effective July 1, 2009*):

2424 (a) As used in this section:

2425 (1) "Affiliate" means a business concern which directly controls or is
2426 controlled by another business concern, or a third party which controls
2427 both business concerns;

2428 (2) "Authority" means the Connecticut Development Authority
2429 established under section 32-11a or its successor;

2430 (3) "Department" means the Department of [Economic and]
2431 Community Development or its successor agency;

2432 (4) "Enterprise zone" has the same meaning as provided in section
2433 32-70;

2434 (5) "Impacted business" means any person impacted by (A) a
2435 disaster caused by natural forces including, but not limited to, floods
2436 or hurricanes, or (B) an economic emergency including, but not limited
2437 to, an existing or threatened major plant shutdown, business

2438 disruption from a major road or bridge repair project or other existing
2439 or potential economic emergency, provided such disaster or
2440 emergency described in subparagraph (A) or (B) of this subdivision is
2441 proclaimed as such by declaration of the Commissioner of [Economic
2442 and] Community Development, with the consent of the Secretary of
2443 the Office of Policy and Management, upon a determination by the
2444 Commissioner of [Economic and] Community Development that such
2445 disaster or emergency is of a magnitude that could materially affect the
2446 health or well-being of the citizens of the impacted area and that the
2447 financial assistance provided for under this section is necessary to
2448 assure timely and effective relief and restoration;

2449 (6) "Loans" means loans and extensions of lines of credit;

2450 (7) "Minority business enterprise" means any person who meets the
2451 criteria contained in section 4a-60g and who is receiving a state
2452 contract award;

2453 (8) "Person" means any person or entity, including affiliates,
2454 engaged in a for-profit activity or activities in this state and who,
2455 except for an impacted business, is not an eligible borrower for
2456 assistance under the provisions of the Connecticut Growth Fund
2457 established under section 32-23v;

2458 (9) "Rate of interest" means the interest rate which the authority
2459 shall charge and collect on each loan made by the state under this
2460 section, which rate shall not exceed one per cent above the interest rate
2461 borne by the general obligation bonds of the state last issued prior to
2462 the date such loan is made, provided, such rate shall not exceed the
2463 maximum allowable under federal law;

2464 (10) "Small contractor" means any person who is a contractor,
2465 subcontractor, manufacturer or service company who has been in
2466 business for at least one year prior to the date of its application for
2467 assistance under this section and whose gross revenues, including
2468 revenues of affiliates, did not exceed three million dollars in its most
2469 recently completed fiscal year prior to the date of its application for

2470 assistance under this section;

2471 (11) "State or local development corporation" means any entity
2472 organized under the laws of this state which has the authority to
2473 promote and assist the growth and development of business concerns
2474 in the areas covered by their operations;

2475 (12) "Targeted business" means a person located in an enterprise
2476 zone whose gross revenues did not exceed three million dollars in its
2477 most recently completed fiscal year prior to the date of its application
2478 for assistance under this section, or if such person has not been in
2479 business for at least one year prior to the date of such application, if
2480 the authority determines in its discretion that such person's gross
2481 revenues, including revenues of affiliates, are not likely to exceed three
2482 million dollars in its first fiscal year;

2483 (13) "Water facilities" means (A) investor-owned water companies
2484 which supply water to at least twenty-five but less than ten thousand
2485 customers, (B) municipally-owned water companies, and (C) owners
2486 of privately and municipally-owned dams which the Commissioner of
2487 Environmental Protection has determined benefit the public.

2488 (b) In order to stimulate and encourage the growth and
2489 development of the state economy, the Comprehensive Business
2490 Assistance Fund is hereby created to provide financial assistance to
2491 targeted businesses, businesses impacted by economic emergencies
2492 and natural disasters, businesses located in certain regions of the state
2493 and certain industry sectors, including businesses located in
2494 entertainment districts designated under section 32-76 or established
2495 under section 2 of public act 93-311*, and to assist in the development
2496 of clean water facilities. The state, acting through the authority, may
2497 make or participate with private sector financial institutions in making
2498 loans from said fund to persons in accordance with the provisions of
2499 this section. Payments of principal and interest on such loans, and
2500 funds received by the authority from any other source for the purposes
2501 of the Comprehensive Business Assistance Fund, shall be deposited

2502 into said fund and shall be used to make additional loans and for such
2503 other purposes authorized by this section.

2504 (c) The state, acting through the authority, may make, or participate
2505 with private sector financial institutions in making loans from the
2506 Comprehensive Business Assistance Fund to any person who in the
2507 discretion of the authority, demonstrates financial need by either its
2508 inability to obtain conventional financial assistance in satisfactory
2509 amounts or on satisfactory terms in accordance with the following
2510 provisions:

2511 (1) The authority may make loans at the rate of interest to small
2512 contractors and minority business enterprises for the purpose of
2513 financing labor and material costs only. The aggregate outstanding
2514 amount of any loans made under this subdivision to any one person,
2515 including affiliates, shall not exceed two hundred fifty thousand
2516 dollars. The maximum term for repayment of any loan made under
2517 this subdivision shall not exceed one year.

2518 (2) The authority may make loans at the rate of interest to targeted
2519 businesses. The aggregate outstanding amount of any loans made
2520 under this subdivision to any one person, including affiliates, shall not
2521 exceed three hundred thousand dollars. The maximum term for
2522 repayment of any loan made under this subdivision shall not exceed
2523 (A) twenty years for real property; (B) ten years for machinery and
2524 equipment; and (C) seven years for working capital. For the purposes
2525 of this subdivision and subdivision (3), working capital may include,
2526 but shall not be limited to, capital for expansion or restructuring of a
2527 business.

2528 (3) The authority may make loans at the rate of interest to impacted
2529 businesses. The aggregate outstanding amount of any loans made
2530 under this subdivision to any one person, including affiliates, shall not
2531 exceed five hundred thousand dollars, except the authority, with the
2532 consent of the Secretary of the Office of Policy and Management, may
2533 increase the maximum loan amount under this subdivision to one

2534 million dollars if the authority in its discretion determines that the
2535 particular needs and conditions of such impacted business warrant
2536 such increase. The maximum term for repayment of any loan made
2537 under this subdivision shall not exceed (A) twenty years for real
2538 property; (B) ten years for machinery and equipment; and (C) seven
2539 years for working capital.

2540 (4) The authority may make loans at the rate of interest to water
2541 facilities. Such loans shall be used for the planning, design,
2542 modification or construction of drinking water facilities made
2543 necessary by the requirements of the Safe Water Act of 1974 or by an
2544 order of the Department of Public Health, which drinking water
2545 facilities shall include, but shall not be limited to, collection facilities,
2546 treatment facilities, wells, tanks, mains, pumps, transmission facilities
2547 and any other machinery and equipment necessary to meet the
2548 requirements of said act. Such loans shall also be used for the repair of
2549 dams subject to the jurisdiction of the Department of Environmental
2550 Protection under chapter 446j. For the purposes of this subdivision,
2551 repair costs include, but shall not be limited to, fees and expenses of
2552 architects, engineers, attorneys, accountants and other professional
2553 consultants, and costs of preparing surveys, studies, site plans and
2554 specifications for such repair. The aggregate outstanding amount of
2555 any loans made under this subdivision to any water facility, including
2556 affiliates, shall not exceed two hundred fifty thousand dollars. The
2557 maximum term for repayment of any loan made under this
2558 subdivision shall not exceed (A) twenty years for real property; and (B)
2559 ten years for machinery and equipment.

2560 (5) The authority may make loans at zero per cent interest to
2561 municipal economic development commissions established under
2562 section 7-136 or business outreach centers described in section 32-9qq,
2563 that establish or participate in loan pools that lend funds to (A)
2564 persons or groups of persons who complete entrepreneurial training
2565 programs funded or approved by the Commissioner of [Economic
2566 and] Community Development, or (B) business support groups. As
2567 used in this subdivision, "business support group" means a group of

2568 five or more persons, firms or corporations which plans to start or
2569 expand separate businesses, has community or other ties
2570 demonstrating a common mission or purpose, agrees to undergo an
2571 entrepreneurial training program funded or approved by the
2572 commissioner, and each member of which agrees to provide business
2573 support to other members of the group. The aggregate outstanding
2574 amount of any loans made under this subdivision to any one person,
2575 group of persons or business support group shall not exceed twenty-
2576 five thousand dollars. The maximum term for repayment of any loan
2577 made under this subdivision shall not exceed ten years.

2578 (6) The authority shall make loans at the rate of interest to
2579 entertainment or entertainment support service businesses located in
2580 the municipality with the pilot entertainment district established
2581 pursuant to section 2 of public act 93-311*, and on and after July 1,
2582 1995, may make loans at the rate of interest to entertainment or
2583 entertainment support service businesses located in municipalities
2584 with entertainment districts designated under section 32-76.

2585 (d) The state, acting through the authority, may make loans to state
2586 or local development corporations, for the purpose of providing funds
2587 to enable such state or local development corporations to make loans
2588 to any person eligible for assistance under subsection (c) hereof. The
2589 aggregate outstanding amount of any loan made under this subsection
2590 to a state or local development corporation for a loan with respect to
2591 any one project shall not exceed one million dollars.

2592 (e) To carry out the purposes of this section, the authority shall have
2593 those powers set forth in section 32-23e. The authority shall also have
2594 the power to take all reasonable steps and exercise all available
2595 remedies necessary or desirable to protect the obligations or interests
2596 of the authority including, but not limited to, the purchase or
2597 redemption on foreclosure proceedings, bankruptcy proceedings or in
2598 other judicial proceedings of any property on which it holds a
2599 mortgage or other lien or in which it has an interest, and for such
2600 purposes payment may be made from the Comprehensive Business

2601 Assistance Fund.

2602 (f) The borrower shall pay such costs of processing applications for
2603 loans made under this section, including closing costs, as the authority
2604 determines are reasonable and necessary. The department may assist
2605 the authority in carrying out the provisions of this section and any
2606 administrative expenses incurred by the department for services
2607 provided to the authority or expenses incurred by the authority in
2608 carrying out the provisions of this section to the extent not paid by the
2609 borrower or from moneys appropriated to the department or the
2610 authority for such purposes, may be paid from the Comprehensive
2611 Business Assistance Fund.

2612 (g) Each loan may be authorized by the authority or, if the authority
2613 so determines, by a committee of the authority, one of whose members
2614 may be its executive director.

2615 (h) Payments from the Comprehensive Business Assistance Fund to
2616 eligible borrowers or to pay administrative expenses shall be made
2617 upon certification by the executive director of the authority that
2618 payment is authorized under the provisions of this section and under
2619 any applicable regulations or program criteria of the authority.

2620 (i) For the purposes of this section, the State Bond Commission shall
2621 have the power, from time to time, to authorize the issuance of bonds
2622 of the state in one or more series and in principal amounts not
2623 exceeding in the aggregate seventeen million three hundred fifty
2624 thousand dollars. The proceeds from the sale of said bonds shall be
2625 used by the department to make grants to the authority for deposit in
2626 the Comprehensive Business Assistance Fund for the purposes
2627 authorized under this section. The terms and conditions of said grants
2628 shall be governed in accordance with a grant contract entered into
2629 between the department and authority. All provisions of section 3-20
2630 or the exercise of any right or power granted thereby which are not
2631 inconsistent with the provisions of this section are hereby adopted and
2632 shall apply to all bonds authorized by the State Bond Commission

2633 pursuant to this section, and temporary notes in anticipation of the
2634 money to be derived from the sale of any such bonds so authorized
2635 may be issued in accordance with said section 3-20 and from time to
2636 time renewed. Said bonds shall mature at such time or times not
2637 exceeding twenty years from their respective dates as may be provided
2638 in or pursuant to the resolution or resolutions of the State Bond
2639 Commission authorizing such bonds. None of such bonds shall be
2640 authorized except upon a finding by the State Bond Commission that
2641 there has been filed with it a request for such authorization, which is
2642 signed by or on behalf of the Secretary of the Office of Policy and
2643 Management and states such terms and conditions as said commission
2644 in its discretion may require. Said bonds issued pursuant to this
2645 section shall be general obligations of the state and the full faith and
2646 credit of the state of Connecticut are pledged for the payment of the
2647 principal of and interest on said bonds as the same become due, and
2648 accordingly and as part of the contract of the state with the holders of
2649 said bonds, appropriation of all amounts necessary for punctual
2650 payment of such principal and interest is hereby made, and the
2651 Treasurer shall pay such principal and interest as the same become
2652 due. Net earnings on any assets of the Comprehensive Business
2653 Assistance Fund, including investments or reinvestments of proceeds,
2654 accrued interest and premiums on the issuance of such bonds, after
2655 payment therefrom of expenses incurred by the Treasurer or State
2656 Bond Commission in connection with their issuance, shall become part
2657 of the Comprehensive Business Assistance Fund.

2658 Sec. 33. Section 32-23ii of the general statutes is repealed and the
2659 following is substituted in lieu thereof (*Effective July 1, 2009*):

2660 (a) There is created within the authority the Connecticut Works
2661 Fund. The state acting through the authority may provide financial
2662 assistance for economic development projects directly or in
2663 participation with any other financial institutions, funds or other
2664 persons or other sources of financing, public or private, and may enter
2665 into any agreements or contracts it deems necessary or convenient in
2666 connection therewith. Within the Connecticut Works Fund, a loan

2667 subfund is created solely to provide any form of loan or other form of
2668 financial assistance as provided in this section except for any guarantee
2669 or contract of insurance, and a guarantee subfund is created solely to
2670 provide any form of guarantee or contract of insurance as provided in
2671 this section. No financial assistance, nor any commitment to provide
2672 financial assistance, shall be provided or entered into by the authority
2673 pursuant to sections 32-23gg to 32-23ll, inclusive, which would cause
2674 the aggregate amount of all such financial assistance and commitments
2675 then outstanding to exceed the sum of the amounts available in the
2676 applicable subfund of the Connecticut Works Fund plus the amount of
2677 any unpaid grants authorized to be made by the Department of
2678 [Economic and] Community Development to the authority for deposit
2679 in the applicable subfund of the Connecticut Works Fund which
2680 remain available for purposes of such subfund pursuant to the bond
2681 authorization in section 32-23ll, provided the amount of financial
2682 assistance in the form of any guarantee or contract of insurance shall
2683 be measured by the portion of unpaid principal which is insured or
2684 guaranteed by the authority. Notwithstanding the above, the
2685 aggregate amount of financial assistance in the form of guarantees and
2686 contracts of insurance and commitments with respect thereto,
2687 calculated as above, may be up to four times the sum of the amounts
2688 available in the guarantee subfund of the Connecticut Works Fund
2689 plus the amount of any unpaid grants which remain available and are
2690 specifically designated by the department for purposes of such
2691 subfund pursuant to the bond authorization in section 32-23ll.
2692 Payments of insurance premiums, principal, interest or other forms of
2693 return on investment received by the authority shall be deposited in or
2694 held on behalf of said fund and shall be either used to provide
2695 financial assistance for economic development projects or shall be
2696 returned to the state in whole or in part at the discretion of the
2697 Secretary of the Office of Policy and Management, pursuant to any
2698 such restrictions or financial obligations existing as a result of
2699 agreements entered into by the authority under sections 32-23gg to 32-
2700 23ll, inclusive.

2701 (b) The authority may provide financial assistance in such amounts,
2702 in such form and under such terms and conditions as the authority
2703 shall prescribe, in written procedures adopted in accordance with
2704 section 1-121. Such procedures shall provide for returns on investment
2705 as the authority deems appropriate to reflect the nature of the risk,
2706 provided a single project shall not receive an amount in excess of
2707 twenty-five million dollars and shall not be for a term longer than
2708 twenty-five years.

2709 (c) In addition to other forms of financial assistance, the authority
2710 may insure or make advance commitments to insure all or any portion
2711 of the payments required under any loan, bond or other form of
2712 indebtedness for an economic development project upon such terms
2713 and conditions as the authority may establish. Such financial assistance
2714 may be in such amounts, including provisions for the payment of fees,
2715 expenses or other costs, insurance, payment of taxes and assessments,
2716 delinquency charges, default remedies and other matters, as the
2717 authority determines, except that the maximum amount paid by the
2718 authority under any guarantee or insurance agreement for any one
2719 project under sections 32-23gg to 32-23ll, inclusive, shall not exceed
2720 fifteen million dollars.

2721 (d) The authority may take all reasonable steps and exercise all
2722 reasonable remedies necessary or desirable to protect the obligations
2723 or interests of the authority, including, but not limited to, the purchase
2724 or redemption in foreclosure proceedings, bankruptcy proceedings or
2725 in other judicial proceedings of any property on which it holds a
2726 mortgage or other lien or in which it has an interest, and for such
2727 purposes and any other purposes provided in sections 32-23gg to 32-
2728 23ll, inclusive, payment may be made from the Connecticut Works
2729 Fund upon certification by the executive director that payment is
2730 authorized under the provisions of said sections, or other sections of
2731 the general statutes, applicable procedures or other programs of the
2732 authority.

2733 (e) Any contract of insurance or guarantee agreement, including

2734 advance commitments executed by the executive director, shall be
2735 conclusive evidence of eligibility and its validity shall be incontestable
2736 in the hands of an approved borrower or the party so insured or
2737 guaranteed from the date of execution and delivery of the contract,
2738 agreement or commitment, except for fraud and misrepresentation on
2739 the part of the borrower and as to commitments, noncompliance with
2740 the commitment or any rules, or procedures of the authority or
2741 provisions of sections 32-23gg to 32-23ll, inclusive, in force at the time
2742 of issuance of the commitment.

2743 (f) Applicants for financial assistance shall pay the costs the
2744 authority deems reasonable and necessary incurred in processing
2745 applications made under this section, including application and
2746 commitment fees, closing costs or other costs. In carrying out the
2747 provisions of this section, any administrative expenses incurred by the
2748 authority, to the extent not paid by the borrower or from moneys
2749 appropriated to the authority for such purposes, may be paid from the
2750 Connecticut Works Fund.

2751 (g) In providing financial assistance under this section, the authority
2752 shall give priority to manufacturing projects and to projects that
2753 encourage defense dependent industries to diversify.

2754 Sec. 34. Section 32-23ll of the general statutes is repealed and the
2755 following is substituted in lieu thereof (*Effective July 1, 2009*):

2756 (a) For the purposes described herein the State Bond Commission
2757 shall have the power, from time to time to authorize the issuance of
2758 bonds of the state in one or more series and in principal amounts not
2759 exceeding in the aggregate ninety-five million dollars, provided
2760 twenty-one million nine hundred thousand dollars of said
2761 authorization shall be effective on June 21, 1994.

2762 (b) The proceeds of the sale of said bonds shall be used by the
2763 Department of [Economic and] Community Development to make
2764 grants to the authority for deposit in the Connecticut Works Fund to be
2765 used for the purpose of sections 32-23gg to 32-23ll, inclusive, and to the

2766 Connecticut job training finance program created pursuant to section
2767 32-23uu. The terms and conditions of said grants shall be governed in
2768 accordance with a grant contract between the department and the
2769 authority.

2770 (c) All provisions of section 3-20, or the exercise of any right or
2771 power granted thereby which are not inconsistent with the provisions
2772 of this section are hereby adopted and shall apply to all bonds
2773 authorized by the State Bond Commission pursuant to this section, and
2774 temporary notes in anticipation of the money to be derived from the
2775 sale of any such bonds so authorized may be issued in accordance with
2776 said section 3-20 and from time to time renewed. Such bonds shall
2777 mature at such time or times not exceeding twenty years from their
2778 respective dates as may be provided in or pursuant to the resolution or
2779 resolutions of the State Bond Commission authorizing such bonds.
2780 None of said bonds shall be authorized except upon a finding by the
2781 State Bond Commission that there has been filed with it a request for
2782 such authorization, which is signed by or on behalf of the Secretary of
2783 the Office of Policy and Management and states such terms and
2784 conditions as said commission, in its discretion, may require. Said
2785 bonds issued pursuant to this section shall be general obligations of the
2786 state and the full faith and credit of the state of Connecticut are
2787 pledged for the payment of the principal of and interest on said bonds
2788 as the same become due, and accordingly and as part of the contract of
2789 the state with the holders of said bonds, appropriation of all amounts
2790 necessary for punctual payment of such principal and interest is
2791 hereby made.

2792 Sec. 35. Section 32-23qq of the general statutes is repealed and the
2793 following is substituted in lieu thereof (*Effective July 1, 2009*):

2794 (a) An Environmental Assistance Revolving Loan Fund is created.
2795 The state, acting through the Connecticut Development Authority, or
2796 any subsidiary of the authority may provide grants, loans, lines of
2797 credit or loan guarantees to municipalities or businesses from the
2798 Environmental Assistance Revolving Loan Fund for the purposes of

2799 pollution prevention activities, as defined in section 32-23rr, for
2800 purchases and the costs associated with compliance with the Clean Air
2801 Act Amendments of 1990 (42 USC 7401, et seq.), as amended, or for
2802 remediation of contaminated real property. Within the Environmental
2803 Assistance Revolving Loan Fund, a loan subfund is created solely to
2804 provide loans and lines of credit as provided in this section, a
2805 guarantee subfund is created solely to provide loan guarantees as
2806 provided in this section and a grant subfund is created solely to
2807 provide grants as provided under this section. No financial assistance,
2808 nor any commitment to provide financial assistance, shall be provided
2809 by or entered into by the authority or any subsidiary of the authority
2810 pursuant to sections 32-23pp to 32-23ss, inclusive, which would cause
2811 the aggregate amount of all such financial assistance and commitments
2812 then outstanding to exceed the sum of the amounts in the applicable
2813 subfund of the Environmental Assistance Revolving Loan Fund plus
2814 the amount of any unpaid grants authorized to be made by the
2815 Department of [Economic and] Community Development to the
2816 authority or any subsidiary of the authority for deposit in the
2817 applicable subfund of the Environmental Assistance Revolving Loan
2818 Fund, provided the amount of financial assistance in the form of any
2819 guarantee shall be measured by the portion of unpaid loan principal
2820 which is guaranteed by the authority. Notwithstanding the above, the
2821 aggregate amount of financial assistance in the form of guarantees and
2822 commitments with respect thereto, calculated as above, may be up to
2823 four times the sum of the amounts available in the guarantee subfund
2824 of the Environmental Assistance Revolving Loan Fund plus the
2825 amount of any unpaid grants which remain available and are
2826 specifically designated by the department for purposes of such
2827 subfund pursuant to the bond authorization in section 32-23ss. For the
2828 purposes of this section, "business" means any business which (1) has
2829 gross revenues of less than twenty-five million dollars in its fiscal year
2830 ending prior to the application for any such loans, lines of credit or
2831 loan guarantees or (2) has fewer than one hundred fifty employees.
2832 The Connecticut Development Authority or any subsidiary of the
2833 authority shall charge and collect interest on each such loan or line of

2834 credit at a rate to be determined in accordance with procedures
2835 adopted pursuant to subsection (b) of this section. Payments made by
2836 businesses on all loans, lines of credit and loan guarantees shall be
2837 paid to the authority or any subsidiary of the authority for deposit in
2838 the Environmental Assistance Revolving Loan Fund.

2839 (b) The Connecticut Development Authority and any subsidiary of
2840 the authority shall adopt written procedures, in accordance with the
2841 provisions of section 1-121, to carry out the provisions of this section.
2842 Such procedures shall establish requirements for grants, loans,
2843 guarantees, interest, repayment terms, security requirements, default
2844 and remedies and such other terms and conditions as the authority or
2845 any subsidiary of the authority shall deem appropriate.

2846 (c) Each such grant, loan, guarantee or extension of credit shall be
2847 authorized by the Connecticut Development Authority or any
2848 subsidiary of the authority or, if the authority or any subsidiary of the
2849 authority so determines, by a committee of the authority or any
2850 subsidiary of the authority consisting of the chairman and either one
2851 other member of the authority or subsidiary or its executive director,
2852 as specified in the determination of the authority or subsidiary. Any
2853 administrative expenses incurred in carrying out the provisions of this
2854 section, to the extent not paid by the authority or any subsidiary of the
2855 authority or from moneys appropriated to the authority or any
2856 subsidiary of the authority, shall be paid from the Environmental
2857 Assistance Revolving Loan Fund. Payments from the Environmental
2858 Assistance Revolving Loan Fund to businesses or municipalities or to
2859 pay such administrative expenses shall be made by the authority or
2860 any subsidiary of the authority upon certification by the chairman of
2861 the authority or such subsidiary that the payment is authorized under
2862 the provisions of this section, under the applicable rules and
2863 regulations of the authority or subsidiary, and, if made to a business or
2864 municipality under the terms and conditions established by the
2865 authority or subsidiary or the duly appointed committee thereof in
2866 authorizing the making of the grant, loan or the extension of credit.

2867 Sec. 36. Section 32-23ss of the general statutes is repealed and the
2868 following is substituted in lieu thereof (*Effective July 1, 2009*):

2869 (a) For the purposes described in subsection (b) of this section, the
2870 State Bond Commission shall have the power, from time to time to
2871 authorize the issuance of bonds of the state in one or more series and
2872 in principal amounts not exceeding in the aggregate two million
2873 dollars.

2874 (b) The proceeds of the sale of said bonds, to the extent of the
2875 amount stated in subsection (a) of this section, shall be used by the
2876 Department of [Economic and] Community Development to make
2877 grants to the Connecticut Development Authority for deposit in the
2878 Environmental Assistance Revolving Loan Fund to be used for the
2879 purpose of sections 32-23pp to 32-23rr, inclusive, and this section. The
2880 terms and conditions of said grants shall be governed in accordance
2881 with a grant contract between the department and the authority.

2882 (c) All provisions of section 3-20, or the exercise of any right or
2883 power granted thereby which are not inconsistent with the provisions
2884 of this section are hereby adopted and shall apply to all bonds
2885 authorized by the State Bond Commission pursuant to this section, and
2886 temporary notes in anticipation of the money to be derived from the
2887 sale of any such bonds so authorized may be issued in accordance with
2888 said section 3-20 and from time to time renewed. Such bonds shall
2889 mature at such time or times not exceeding twenty years from their
2890 respective dates as may be provided in or pursuant to the resolution or
2891 resolutions of the State Bond Commission authorizing such bonds.
2892 None of said bonds shall be authorized except upon a finding by the
2893 State Bond Commission that there has been filed with it a request for
2894 such authorization, which is signed by or on behalf of the Secretary of
2895 the Office of Policy and Management and states such terms and
2896 conditions as said commission, in its discretion, may require. Said
2897 bonds issued pursuant to this section shall be general obligations of the
2898 state and the full faith and credit of the state of Connecticut are
2899 pledged for the payment of the principal of and interest on said bonds

2900 as the same become due, and accordingly and as part of the contract of
2901 the state with the holders of said bonds, appropriation of all amounts
2902 necessary for punctual payment of such principal and interest is
2903 hereby made, and the Treasurer shall pay such principal and interest
2904 as the same become due.

2905 Sec. 37. Section 32-35 of the general statutes is repealed and the
2906 following is substituted in lieu thereof (*Effective July 1, 2009*):

2907 (a) There is hereby created a body politic and corporate to be known
2908 as "Connecticut Innovations, Incorporated". Such corporation is
2909 constituted a public instrumentality and political subdivision of the
2910 state and the exercise by the corporation of the powers conferred in
2911 this chapter shall be deemed and held to be the performance of an
2912 essential public and governmental function. Connecticut Innovations,
2913 Incorporated shall not be construed to be a department, institution or
2914 agency of the state.

2915 (b) The corporation shall be governed by a board of [fifteen]
2916 fourteen directors. Eight members shall be appointed by the Governor,
2917 at least six of whom shall be knowledgeable, and have favorable
2918 reputations for skill, knowledge and experience, in the development of
2919 innovative technology and technological processes including, but not
2920 limited to, expertise in academic research, technology transfer and
2921 application, the development of technological invention and new
2922 enterprise development. [Three] Two members shall be [the
2923 Commissioner of Economic and Community Development,] the
2924 Commissioner of Higher Education and the Secretary of the Office of
2925 Policy and Management, who shall serve ex officio and shall have all
2926 of the powers and privileges of a member of the board of directors.
2927 Each ex-officio member may designate his deputy or any member of
2928 his staff to represent him at meetings of the corporation with full
2929 power to act and vote in his behalf. Four members shall be appointed
2930 as follows: One by the president pro tempore of the Senate, one by the
2931 minority leader of the Senate, one by the speaker of the House of
2932 Representatives and one by the minority leader of the House of

2933 Representatives. Each member appointed by the Governor shall serve
2934 at the pleasure of the Governor but no longer than the term of office of
2935 the Governor or until the member's successor is appointed and
2936 qualified, whichever is longer. Each member appointed by a member
2937 of the General Assembly shall serve in accordance with the provisions
2938 of section 4-1a. A director shall be eligible for reappointment. The
2939 Governor shall fill any vacancy for the unexpired term of a member
2940 appointed by the Governor. The appropriate legislative appointing
2941 authority shall fill any vacancy for the unexpired term of a member
2942 appointed by such authority.

2943 (c) The chairperson of the board shall be [appointed by the
2944 Governor, with the advice and consent of both houses of the General
2945 Assembly] the Commissioner of Community Development. The
2946 directors shall annually elect one of their number as secretary. The
2947 board may elect such other officers of the board as it deems proper.
2948 Members shall receive no compensation for the performance of their
2949 duties hereunder but shall be reimbursed for necessary expenses
2950 incurred in the performance thereof.

2951 (d) Each director of the corporation before entering upon his duties
2952 shall take and subscribe the oath or affirmation required by article
2953 eleventh, section 1, of the Constitution. A record of each such oath or
2954 affirmation shall be filed in the office of the Secretary of the State. The
2955 board of directors of the corporation shall adopt written procedures, in
2956 accordance with the provisions of section 1-121, for: (1) Adopting an
2957 annual budget and plan of operations, including a requirement of
2958 board approval before the budget or plan may take effect; (2) hiring,
2959 dismissing, promoting and compensating employees of the
2960 corporation including an affirmative action policy and a requirement
2961 of board approval before a position may be created or a vacancy filled;
2962 (3) purchasing, leasing or acquiring real and personal property and
2963 personal services, including a requirement of board approval for any
2964 nonbudgeted expenditure in excess of five thousand dollars; (4)
2965 contracting for financial, legal, bond underwriting and other
2966 professional services, including a requirement that the corporation

2967 solicit proposals at least once every three years for each such service
2968 which it uses; (5) awarding loans, grants and other financial assistance,
2969 including eligibility criteria, the application process and the role
2970 played by the corporation's staff and board of directors and the
2971 Department of [Economic and] Community Development and
2972 including deadlines for the approval or disapproval of applications for
2973 such assistance by the corporation on and after July 1, 1996; and (6) the
2974 use of surplus funds to the extent authorized under this chapter, or
2975 other provisions of the general statutes.

2976 (e) Notwithstanding the provisions of any other law to the contrary,
2977 it shall not constitute a conflict of interest for a trustee, director,
2978 partner or officer of any person, firm or corporation, or any individual
2979 having a financial interest in a person, firm or corporation, to serve as a
2980 member of the board of directors of Connecticut Innovations,
2981 Incorporated, provided such trustee, director, partner, officer or
2982 individual shall abstain from deliberation, action or vote by
2983 Connecticut Innovations, Incorporated in specific respect to such
2984 person, firm or corporation.

2985 (f) The corporation shall have the authority to contract with the
2986 Department of [Economic and] Community Development for
2987 administrative or other services.

2988 (g) As of October 1, 1989, all powers, duties and personnel of the
2989 Connecticut Product Development Corporation shall be transferred to
2990 Connecticut Innovations, Incorporated, in accordance with the
2991 provisions of section 4-38d. As of October 1, 1989, all cash, notes,
2992 receivables, liabilities, appropriations, authorizations, allocations, and
2993 all other assets and properties of the Connecticut Product
2994 Development Corporation shall be transferred to Connecticut
2995 Innovations, Incorporated. Such transfer shall not affect the validity,
2996 enforceability or binding nature of any contract or agreement for
2997 financial aid made by the Connecticut Product Development
2998 Corporation under the authorization of this chapter prior to October 1,
2999 1989.

3000 Sec. 38. Section 32-47a of the general statutes is repealed and the
3001 following is substituted in lieu thereof (*Effective July 1, 2009*):

3002 Not later than January first in each year, Connecticut Innovations,
3003 Incorporated shall submit a business plan containing a summary of its
3004 projected operations for the year to the joint standing committees of
3005 the General Assembly having cognizance of matters relating to the
3006 Department of [Economic and] Community Development,
3007 appropriations and capital bonding. Not later than November first,
3008 annually, the corporation shall submit a report to the Commissioner of
3009 [Economic and] Community Development, the Auditors of Public
3010 Accounts and said joint standing committees, which shall include the
3011 following information with respect to new and outstanding financial
3012 assistance provided by the corporation during the twelve-month
3013 period ending on June thirtieth next preceding the date of the report
3014 for each financial assistance program administered by the corporation:
3015 (1) A list of the names, addresses and locations of all recipients of such
3016 assistance, (2) for each such recipient: (A) The business activities, (B)
3017 the Standard Industrial Classification Manual codes, (C) the gross
3018 revenues during the recipient's most recent fiscal year, (D) the number
3019 of employees at the time of application, (E) whether the recipient is a
3020 minority or woman-owned business, (F) a summary of the terms and
3021 conditions for the assistance, including the type and amount of state
3022 financial assistance, job creation or retention requirements, and
3023 anticipated wage rates, and (G) the amount of investments from
3024 private and other nonstate sources that have been leveraged by the
3025 assistance, (3) the economic benefit criteria used in determining which
3026 applications have been approved or disapproved, and (4) for each
3027 recipient of assistance on or after July 1, 1991, a comparison between
3028 the number of jobs to be created, the number of jobs to be retained and
3029 the average wage rates for each such category of jobs, as projected in
3030 the recipient's application, versus the actual number of jobs created,
3031 the actual number of jobs retained and the average wage rates for each
3032 such category. The report shall also indicate the actual number of full-
3033 time jobs and the actual number of part-time jobs in each such category

3034 and the benefit levels for each such subcategory. The November first
3035 report shall include a summary of the activities of the corporation,
3036 including all activities to assist small businesses and minority business
3037 enterprises, as defined in section 4a-60g, a complete operating and
3038 financial statement and recommendations for legislation to promote
3039 the purposes of the corporation. The corporation shall furnish such
3040 additional information upon the written request of any such
3041 committee at such times as the committee may request.

3042 Sec. 39. Section 32-58 of the general statutes is repealed and the
3043 following is substituted in lieu thereof (*Effective July 1, 2009*):

3044 The Department of [Economic and] Community Development shall
3045 advise and cooperate with any municipal or regional agency,
3046 commission or authority responsible for economic planning in order to
3047 formulate and implement plans to reduce the dependency of a
3048 municipal or regional economy on prime defense contracts and to
3049 alleviate the effects of a possible prime defense contract cutback. The
3050 Commissioner of [Economic and] Community Development shall
3051 submit on or before September first of each year to the Governor and
3052 the General Assembly a report which evaluates the extent to which the
3053 economy of the state is dependent on prime defense contracts,
3054 designates the municipalities or regions whose economies are
3055 particularly dependent on prime defense contracts, describes the
3056 adequacy of the steps being taken to meet potential problems resulting
3057 from such dependency and shall include recommendations as to the
3058 need for further legislative and administrative action to reduce such
3059 dependency and to aid areas which have been or may be impacted by
3060 prime defense contract cutbacks.

3061 Sec. 40. Section 32-58b of the general statutes is repealed and the
3062 following is substituted in lieu thereof (*Effective July 1, 2009*):

3063 [(a) There is established an Office of Military Affairs within the] The
3064 Department of [Economic and] Community Development [for
3065 administrative purposes only] may, in the course of implementing the

3066 economic development policy of the state, contract with another state
3067 agency, a for-profit company or a nonprofit organization to provide
3068 services related to military affairs. [The Office of Military Affairs] Such
3069 contracts shall promote and coordinate state-wide activities that
3070 enhance the quality of life of all branches of military personnel and
3071 their families and to expand the military and homeland security
3072 presence in this state.

3073 [(b) The Governor, in consultation with the Commissioner of
3074 Economic and Community Development, shall appoint an executive
3075 director to manage the daily activities and duties of the Office of
3076 Military Affairs. The executive director shall have the necessary
3077 qualifications to perform the duties of said office, including, but not
3078 limited to, having prior military experience, and having attained the
3079 rank of an officer within a branch of the armed forces. The Governor
3080 shall give preference to any person with the necessary training and
3081 experience who has served in the Navy or who has knowledge or prior
3082 experience with the federal Base Realignment and Closure or "BRAC"
3083 process. Within available appropriations, the executive director shall:
3084 (1) Appoint, employ and remove such assistants, employees and
3085 personnel as deemed necessary for the efficient and effective
3086 administration of the activities of the office; (2) coordinate state and
3087 local efforts to prevent the closure or downsizing of Connecticut
3088 military facilities, particularly United States Naval Submarine Base-
3089 New London, located in Groton; (3) maximize the state's input into the
3090 federal Base Realignment and Closure or "BRAC" process, including,
3091 but not limited to, (A) acting as liaison to the state's congressional
3092 delegation on defense, military and BRAC issues, and (B) acting as
3093 liaison to consultant lobbyists hired by the state to assist in monitoring
3094 activities related to BRAC; (4) encourage the relocation of military
3095 missions to the state; (5) coordinate state and local efforts to enhance
3096 the quality of life of all branches of military personnel and their
3097 families living or working in Connecticut; (6) review and make
3098 recommendations for state policies that affect Connecticut's military
3099 facilities and defense and homeland security industries; (7) coordinate

3100 state, regional and local efforts to encourage the growth of
3101 Connecticut's defense and homeland security industry; (8) support the
3102 development of a Defense and Homeland Security Industry Cluster;
3103 (9) establish and coordinate a Connecticut Military and Defense
3104 Advisory Council to provide technical advice and assistance; (10)
3105 oversee the implementation of recommendations of the Governor's
3106 Commission for the Economic Diversification of Southeastern
3107 Connecticut; and (11) prepare and submit a report of activities,
3108 findings and recommendations annually to the Governor and the joint
3109 standing committees of the General Assembly having cognizance of
3110 matters relating to commerce and public safety, in accordance with the
3111 provisions of section 11-4a.]

3112 Sec. 41. Section 32-59 of the general statutes is repealed and the
3113 following is substituted in lieu thereof (*Effective July 1, 2009*):

3114 There is established within the [Department of Economic and
3115 Community Development] Office of Policy and Management's Office
3116 of Business Development and Advocacy a defense readjustment task
3117 force which shall consist of the Commissioner of [Economic and]
3118 Community Development and the Labor Commissioner and the
3119 Secretary of the Office of Policy and Management, or their designees.
3120 The [Commissioner of Economic and Community Development] head
3121 of the Office of Business Development and Advocacy shall serve as
3122 chairman. The defense readjustment task force shall advise and assist
3123 the Governor and the [Department of Economic and Community
3124 Development] Office of Business Development and Advocacy with
3125 respect to economic planning for any municipality or region which is
3126 or may be severely impacted by prime defense contract cutbacks. The
3127 defense readjustment task force shall design procedures for expedient
3128 and effective aid to businesses and their employees that are severely
3129 impacted by prime defense contract cutbacks. Such procedures shall
3130 include, but not be limited to: (1) Expediting unemployment claims; (2)
3131 finding alternative employment for affected employees; (3)
3132 recommending priority in such state assistance as job training
3133 programs; and (4) technical assistance. The task force may contract

3134 with another state agency, a for-profit company or a nonprofit
3135 organization to provide services related to duties of the task force
3136 under this section, if the Commissioner of Community Development
3137 deems it necessary to implement the economic development policy of
3138 the state. The procedures developed by the defense readjustment task
3139 force may be implemented at the direction of the Governor.

3140 Sec. 42. Section 32-70 of the general statutes is repealed and the
3141 following is substituted in lieu thereof (*Effective July 1, 2009*):

3142 (a) Any municipality that was a distressed municipality under the
3143 provisions of subsection (b) of section 32-9p on February 1, 1986, may,
3144 with the approval of the Commissioner of [Economic and] Community
3145 Development, designate an area of such municipality as an enterprise
3146 zone. Any such area shall consist of one or two contiguous United
3147 States census tracts, contiguous portions of such census tracts or a
3148 portion of an individual census tract, as determined in accordance with
3149 the most recent United States census and, if such area is covered by
3150 zoning, a portion of it shall be zoned to allow commercial or industrial
3151 activity. The census tracts within which such designated area is located
3152 shall also meet at least one of the following criteria: (1) Twenty-five per
3153 cent or more of the persons within the individual census tracts shall
3154 have income below the poverty level, as determined by the most recent
3155 United States census, as officially updated by the appropriate state
3156 agency or institution; (2) twenty-five per cent or more of the families
3157 within the individual census tracts shall receive public assistance or
3158 welfare income, as determined by the most recent United States
3159 census, as officially updated by the appropriate state agency or
3160 institution; or (3) the unemployment rate of the individual census
3161 tracts shall be at least two hundred per cent of the state's average, as
3162 determined by the most recent United States census, as officially
3163 updated by the appropriate state agency or institution. In calculating
3164 any such percentage for one or two contiguous census tracts,
3165 contiguous portions of census tracts or a portion of an individual
3166 census tract, the commissioner shall round up to the nearest whole
3167 percentage number. If a census tract qualifies under the eligibility

3168 criteria for designation as an enterprise zone and if the commissioner
3169 determines that a census tract which is contiguous to such tract has
3170 significant job creation potential, the commissioner may include such
3171 contiguous census tract, or a portion thereof, in the enterprise zone in
3172 lieu of a second qualified census tract if such contiguous census tract
3173 meets at least one of the following reduced criteria: (A) Fifteen per cent
3174 or more of the persons within the census tract shall have income below
3175 the poverty level, as determined by the most recent United States
3176 census, as officially updated by the appropriate state agency or
3177 institution; (B) fifteen per cent or more of the families within the census
3178 tract shall receive public assistance or welfare income, as determined
3179 by the most recent United States census, as officially updated by the
3180 appropriate state agency or institution; or (C) the unemployment rate
3181 of the census tract shall be at least one hundred fifty per cent of the
3182 state's average, as determined by the most recent United States census,
3183 as officially updated by the appropriate state agency or institution. If a
3184 census tract boundary line is the center line of a street, the
3185 commissioner may include within the enterprise zone that portion of
3186 the property fronting on such street which is outside of but adjacent to
3187 the census tract. The depth of such property so included in the
3188 enterprise zone shall be determined by the commissioner at the time of
3189 the designation of the zone. If a census tract boundary line is located
3190 along a railroad right-of-way, railroad property or natural stream of
3191 water, the commissioner may include within the enterprise zone any
3192 private properties under common ownership which are traversed by
3193 the railroad right-of-way, railroad property or natural stream of water.
3194 Any private properties so affected shall be included in the enterprise
3195 zone at the time of the designation of the zone except, in the case of an
3196 enterprise zone designated prior to October 1, 1983, the commissioner
3197 may include within the zone any such property if the municipality in
3198 which the zone is located requests the commissioner to include such
3199 property not later than sixty days after October 1, 1983. If more than
3200 twenty-five per cent of the project area of a development project under
3201 chapter 132 is located in an area eligible for designation as an
3202 enterprise zone and the project plan for such development project is

3203 approved by the Commissioner of [Economic and] Community
3204 Development in accordance with section 8-191, the commissioner may
3205 include the entire project area of such development project area in an
3206 enterprise zone. If more than twenty-five per cent of the project area of
3207 a municipal development project under chapter 588/ is located in an
3208 area eligible for designation as an enterprise zone and the
3209 development plan for such project is approved by the Commissioner
3210 of [Economic and] Community Development in accordance with
3211 section 32-224, the commissioner may include the entire project area of
3212 such project in an enterprise zone. If more than fifty per cent of an
3213 approved redevelopment area under chapter 130 is located in an area
3214 eligible for designation as an enterprise zone, the commissioner may
3215 include the entire redevelopment area in an enterprise zone. The
3216 commissioner may also include in the area designated as an enterprise
3217 zone (i) any facility, as defined in section 32-9p, which is located
3218 outside of but contiguous to a census tract included in the zone, (ii)
3219 any private properties which are (I) under common ownership, (II)
3220 located outside of a census tract included in the zone and (III)
3221 contiguous to a railroad right-of-way which is the boundary of such a
3222 census tract, or (iii) any private properties which are located outside of
3223 a census tract included in the zone, but between the zone and a
3224 railroad right-of-way, where other segments of such railroad right-of-
3225 way serve as boundaries for the zone. The commissioner may, at any
3226 time after the designation of an area as an enterprise zone, include in
3227 such zone any area contiguous to such zone which, at the time of the
3228 designation of such zone, was eligible to be included in such zone but
3229 was not so included. The commissioner may, at any time after the
3230 designation of an area as an enterprise zone, include in such zone any
3231 property which is located within one hundred fifty feet of a stream, the
3232 center line of which is the boundary of a census tract included in such
3233 zone, and which property contains an existing building or facility,
3234 having an area equal to or greater than one hundred thousand square
3235 feet, that is or was formerly used for manufacturing purposes but is
3236 underutilized or vacant at the time the property is included in such
3237 zone. If the commissioner determines that the necessary data is not

3238 available from the most recent United States census, the commissioner
3239 may use such data as the commissioner deems appropriate. The
3240 commissioner shall include in the designation of the enterprise zone in
3241 the city of Meriden the entire parcel of land bordered by Cook Avenue,
3242 Hanover Street, Perkins Street Square, and South Colony Street.

3243 (b) Notwithstanding any provision of this section to the contrary, (1)
3244 any municipality which has an enterprise zone may with the approval
3245 of the commissioner, expand such enterprise zone by designating for
3246 inclusion in such zone one or more additional census tracts or
3247 contiguous portions of such census tract or tracts, provided such
3248 census tract or tracts are located in the municipality, are contiguous to
3249 the enterprise zone and meet the reduced criteria for contiguous
3250 census tracts in subsection (a) of this section, (2) any municipality
3251 which is contiguous to an enterprise zone which is located in another
3252 municipality may, with the approval of the commissioner, designate as
3253 an enterprise zone one or more census tracts or contiguous portions of
3254 such census tract or tracts, which are located in the municipality
3255 making such designation, provided such census tract or tracts meet the
3256 reduced criteria for contiguous census tracts in subsection (a) of this
3257 section and are contiguous to the enterprise zone located in the other
3258 municipality. When approving such an expanded or new zone under
3259 this subsection, the commissioner shall consider the development
3260 rationale, proposed local effort and job creation potential of such
3261 expanded or new zone as demonstrated by the municipality and (3)
3262 any municipality which is contiguous to an enterprise zone which is
3263 located in another municipality may, with the approval of the
3264 commissioner and the legislative body of the municipality containing
3265 the enterprise zone, designate as an enterprise zone one or more
3266 census tracts or portions of such census tract or tracts that are
3267 contiguous to the enterprise zone in the other municipality, provided
3268 no municipality which designates an enterprise zone in this manner
3269 shall be considered to be a targeted investment community, as defined
3270 in section 32-222, or an enterprise zone community.

3271 (c) (1) On or before September 30, 1993, the Commissioner of

3272 [Economic and] Community Development shall approve the
3273 designation of ten areas as enterprise zones, not more than four of
3274 which shall be in municipalities with a population greater than eighty
3275 thousand and not more than six of which shall be in municipalities
3276 with a population of less than eighty thousand. (2) (A) On or after
3277 October 1, 1993, the commissioner shall approve the designation of
3278 two areas as enterprise zones. Each such area shall be in a municipality
3279 with a population of less than eighty thousand, in which there are one
3280 or more base or plant closures. Such municipalities shall be in different
3281 counties. If the commissioner approves the designation of an area of a
3282 municipality as an enterprise zone because of a plant closure in the
3283 municipality and there is a closure of another plant in any other
3284 municipality in the state by the same business, the commissioner shall
3285 also designate an area in such other municipality as an enterprise zone.
3286 If any such designated area includes a portion of a census tract in
3287 which any such base or plant is located, the census tracts in such area
3288 shall not be required to meet the eligibility criteria set forth under
3289 subsection (a) of this section for enterprise zone designation. If any
3290 such area is located elsewhere in the municipality, the census tracts in
3291 such area shall meet such eligibility criteria. As used in this
3292 subparagraph, (i) "base" means any United States or state of
3293 Connecticut military base or facility located in whole or in part within
3294 the state; (ii) "plant" means any manufacturing or economic base
3295 business, as defined in subsection (l) of section 32-222*; and (iii)
3296 "closure" means any reduction or transfer in military personnel or
3297 civilian employment at one or more bases or plants in a municipality,
3298 which occurred between July 1, 1989, and July 1, 1993, or is scheduled
3299 to occur between July 1, 1993, and July 1, 1996, and exceeds two
3300 thousand persons. Such employment figures shall be certified by the
3301 Labor Department. (B) On or after October 1, 1993, the commissioner
3302 shall approve the designation of three other areas as enterprise zones,
3303 one of which shall be in a municipality with a population greater than
3304 eighty thousand and two of which shall be in municipalities with a
3305 population of less than eighty thousand. The census tracts in such
3306 areas shall meet the eligibility criteria set forth under subsection (a) of

3307 this section for enterprise zone designation. The commissioner shall
3308 approve the designation of enterprise zones under this subparagraph
3309 for those municipalities which he determines to have experienced the
3310 largest increases in poverty from October 1, 1989, to October 1, 1993,
3311 inclusive, based on a weighted average of the unemployment rate,
3312 caseload under the temporary family assistance program and per
3313 capita income of less than ninety per cent of the state average between
3314 1985 and 1989. In making his determination, the commissioner may
3315 also consider the vacancy rates for commercial and industrial facilities
3316 in a municipality and a municipality's program for the implementation
3317 of an effective enterprise zone program. To the extent appropriate, the
3318 commissioner shall use the Regional Economic Models, Inc. (REMI)
3319 system in making the calculations for such determination. (C)
3320 Notwithstanding the provisions of subsection (a) of this section,
3321 municipalities that were not distressed municipalities under the
3322 provisions of subsection (b) of section 32-9p on February 1, 1986, shall
3323 be eligible to designate areas as enterprise zones under subparagraph
3324 (A) or (B) of this subdivision. (3) The commissioner shall not approve
3325 the designation of more than one enterprise zone in any municipality.
3326 The commissioner shall adopt regulations in accordance with chapter
3327 54 concerning such additional qualifications for an area to become an
3328 enterprise zone as he deems necessary. The commissioner may remove
3329 the designation of any area he has approved as an enterprise zone if
3330 such area no longer meets the criteria for designation as such an area
3331 set forth in this section or in regulations adopted pursuant to this
3332 section, provided no such designation shall be removed less than ten
3333 years from the original date of approval of such zone. The
3334 commissioner may designate any additional area as an enterprise zone
3335 if that area is designated as an enterprise zone, empowerment zone or
3336 enterprise community pursuant to any federal legislation.

3337 (d) Each municipality seeking the approval of the Commissioner of
3338 [Economic and] Community Development for the designation of an
3339 area of the municipality as an enterprise zone shall file with the
3340 commissioner a preliminary application. Not later than sixty days after

3341 receipt of such a preliminary application, the commissioner shall
3342 indicate to the municipality, in writing, any recommendations for
3343 improving the municipality's application. Not later than sixty days
3344 after receipt of the commissioner's written response, the municipality
3345 shall file a final application with the commissioner.

3346 (e) The Department of [Economic and] Community Development
3347 shall compile information on activities and programs which are
3348 conducted in enterprise zones approved by the commissioner before
3349 and after July 1, 1986, and shall serve as a resource center for the
3350 dissemination of such information upon request.

3351 Sec. 43. Section 32-70a of the general statutes is repealed and the
3352 following is substituted in lieu thereof (*Effective July 1, 2009*):

3353 (a) On or before October 1, 2006, the Commissioner of [Economic
3354 and] Community Development shall establish goals for enterprise
3355 zones designated under section 32-70. The commissioner shall review
3356 such goals every five years and update them as necessary and
3357 appropriate. Such goals shall include, but not be limited to, increasing
3358 private investment, expanding the tax base, providing job training and
3359 job creation for residents of enterprise zones and reducing property
3360 abandonment and housing blight in enterprise zones.

3361 (b) On or before October 1, 2006, the Commissioner of [Economic
3362 and] Community Development shall establish performance standards
3363 to measure the progress of municipalities with enterprise zones in
3364 attaining the goals for enterprise zones established under subsection
3365 (a) of this section. The commissioner shall review and update such
3366 performance standards as appropriate and necessary.

3367 (c) On or before July 1, 2011, and every five years thereafter, each
3368 business located within an enterprise zone shall electronically submit,
3369 in a format determined by the commissioner, a report to the
3370 municipality, which shall include, but not be limited to:

3371 (1) The name of the business;

- 3372 (2) The enterprise zone address of each business;
- 3373 (3) The date on which the business was first certified;
- 3374 (4) The number of full-time jobs the business had at the time of
3375 application;
- 3376 (5) The number of part-time jobs the business had at the time of
3377 application;
- 3378 (6) The number of full-time jobs of the business filled by residents of
3379 the enterprise zone as of June thirtieth of each year since certification;
- 3380 (7) The number of part-time jobs of the business filled by residents
3381 of the enterprise zone as of June thirtieth of each year since
3382 certification;
- 3383 (8) The number of full-time jobs the business had as of June thirtieth
3384 of each year since certification;
- 3385 (9) The number of part-time jobs the business had as of June
3386 thirtieth of each year since certification;
- 3387 (10) The average annual wage paid by the business to its full-time
3388 employees as of June thirtieth of each year since certification;
- 3389 (11) The average annual wage paid by the business to its part-time
3390 employees as of June thirtieth of each year since certification;
- 3391 (12) The number of employees of the business eligible for health
3392 benefits as of June thirtieth of each year since certification;
- 3393 (13) The per cent of average employee contribution to the health
3394 plan of the business as of June thirtieth of each year since certification;
- 3395 (14) The amount invested by the business in job training as of June
3396 thirtieth of each year since certification;
- 3397 (15) The amount of square footage of the building or buildings

3398 residing at the enterprise zone address at the time of application;

3399 (16) The amount of square footage of the building or buildings
3400 residing at the enterprise zone address as of June thirtieth of each year
3401 since certification;

3402 (17) The amount invested by the business or property owner in the
3403 building or buildings residing at the enterprise zone address as of June
3404 thirtieth of each year since certification;

3405 (18) The amount invested in personal property, excluding
3406 machinery and equipment used in the manufacture of goods, as of
3407 June thirtieth of each year since certification;

3408 (19) The amount invested in machinery and equipment used in the
3409 manufacture of goods as of June thirtieth of each year since
3410 certification;

3411 (20) The amount of the personal property tax abatement awarded to
3412 the business as of June thirtieth of each year since certification;

3413 (21) The amount of the real property tax abatement awarded to the
3414 business as of June thirtieth of each year since certification;

3415 (22) The amount of personal property tax actually paid by the
3416 business to the municipality as of June thirtieth of each year since
3417 certification; and

3418 (23) The amount of real property tax actually paid by the business to
3419 the municipality as of June thirtieth of each year since certification.

3420 (d) On or before July 1, 2011, and every five years thereafter, each
3421 municipality in which an enterprise zone is located shall electronically
3422 submit, in a format determined by the commissioner, a report to the
3423 commissioner evaluating the progress of the municipality in meeting
3424 the performance standards established under subsection (b) of this
3425 section. Each municipal report shall include, to the extent available, a
3426 list of all businesses certified within the municipality's enterprise zone,

3427 and the information provided by businesses under subsection (c) of
3428 this section.

3429 (e) On or before February 1, 2011, the commissioner shall assess the
3430 performance of each enterprise zone. In making such assessment the
3431 commissioner shall consider the report submitted under subsection (c)
3432 of this section by the municipality in which the enterprise zone is
3433 located and any other information he deems relevant. The
3434 commissioner shall report the findings of said assessment and any
3435 recommendations for improvement in the performance of the
3436 enterprise zone in the Department of [Economic and] Community
3437 Development's annual report.

3438 (f) On or before January 1, 2013, the commissioner shall assess the
3439 performance of each enterprise zone and may recommend to the joint
3440 standing committee of the General Assembly having cognizance of all
3441 matters relating to the Department of [Economic and] Community
3442 Development, the Connecticut Development Authority and
3443 Connecticut Innovations, Incorporated, that the designation be
3444 removed if he determines that the enterprise zone has not met
3445 performance standards established under subsection (b) of this section.
3446 Upon such recommendation, the General Assembly may remove the
3447 designation.

3448 Sec. 44. Section 32-96 of the general statutes is repealed and the
3449 following is substituted in lieu thereof (*Effective July 1, 2009*):

3450 (a) There is established a Small Business Advisory Council. The
3451 council shall be within the Department of [Economic and] Community
3452 Development.

3453 (b) The Small Business Advisory Council shall consist of eleven
3454 persons as follows: (1) The Commissioner of [Economic and]
3455 Community Development, or his designee; (2) the chairmen of the joint
3456 standing committee of the General Assembly having cognizance of
3457 matters relating to economic development, or their designees; and (3)
3458 eight persons appointed from among individuals with knowledge and

3459 experience related to small businesses. The Governor shall appoint
3460 four such persons and the president pro tempore of the Senate, the
3461 minority leader of the Senate, the speaker of the House of
3462 Representatives and the minority leader of the House of
3463 Representatives each shall appoint one such person. The Governor
3464 shall appoint from among the eleven members of the council a
3465 chairperson who shall serve in that capacity at the pleasure of the
3466 Governor.

3467 (c) The first appointments shall be made on or before July 1, 1984.
3468 The term of each appointed member shall be coterminous with the
3469 term of the appointing authority or until a successor is chosen,
3470 whichever is later. Vacancies shall be filled by the appointing
3471 authority.

3472 (d) The members of the council shall receive no compensation for
3473 their services but shall be reimbursed for any necessary expenses
3474 incurred in the performance of their duties.

3475 (e) The council shall organize itself in such manner as it deems
3476 desirable and necessary. Four members of the council and the
3477 chairperson, or his designee, shall constitute a quorum and the
3478 affirmative vote of a majority of the members present at a meeting
3479 shall be necessary to take any action or adopt any motion or resolution.

3480 Sec. 45. Section 32-98 of the general statutes is repealed and the
3481 following is substituted in lieu thereof (*Effective July 1, 2009*):

3482 The council shall: (1) Raise issues of concern to the creation and
3483 expansion of small business; (2) review appropriate Department of
3484 [Economic and] Community Development programs and offer
3485 recommendations for the improvement of services to small businesses;
3486 and (3) keep the department abreast of significant issues and trends in
3487 small business.

3488 Sec. 46. Section 32-100 of the general statutes is repealed and the
3489 following is substituted in lieu thereof (*Effective July 1, 2009*):

3490 The Department of [Economic and] Community Development shall
3491 provide the personnel and resources necessary for the council to assist
3492 the small business sector of the state and to perform its tasks.

3493 Sec. 47. Section 32-180 of the general statutes is repealed and the
3494 following is substituted in lieu thereof (*Effective July 1, 2009*):

3495 (a) There is established the Connecticut-Israel Exchange
3496 Commission. The commission shall be within the Department of
3497 [Economic and] Community Development for the purpose of
3498 promoting and expanding economic, scientific, educational,
3499 technological, commercial, industrial and cultural cooperation and
3500 exchange between the state of Connecticut and the state of Israel.

3501 (b) The Connecticut-Israel Exchange Commission shall be
3502 comprised of: (1) The Governor, the speaker of the House of
3503 Representatives, the president pro tempore of the Senate, the majority
3504 leader of the House of Representatives, the majority leader of the
3505 Senate, the minority leader of the House of Representatives, the
3506 minority leader of the Senate, or their designees, and the cochairmen
3507 and ranking members of the joint standing committees of the General
3508 Assembly having cognizance of matters relating to economic
3509 development and education; (2) the Commissioner of [Economic and]
3510 Community Development, or his designee; (3) two public members
3511 appointed by the Governor; and (4) two members appointed by the
3512 speaker of the House of Representatives, two members appointed by
3513 the president pro tempore of the Senate, two members appointed by
3514 the minority leader of the House of Representatives and two members
3515 appointed by the minority leader of the Senate. Of the members
3516 appointed under subdivision (4) of this subsection, each appointing
3517 authority shall appoint one member from the public and one member
3518 from the General Assembly. The Governor shall appoint from among
3519 the members of the commission a chairperson who shall serve in that
3520 capacity at the pleasure of the Governor.

3521 (c) The first appointments shall be made on or before July 1, 1988.

3522 The term of each appointed member shall be coterminous with the
3523 appointing authority or until a successor is chosen, whichever is
3524 longer. Vacancies shall be filled by the appointing authority.

3525 (d) The members of the commission shall receive no compensation
3526 for their services but shall be reimbursed for any reasonable and
3527 necessary expenses incurred in the performance of their duties.

3528 (e) The commission shall organize itself in such manner as it deems
3529 desirable and necessary. Seven members of the commission shall
3530 constitute a quorum and the affirmative vote of a majority of the
3531 members present at a meeting shall be necessary to take any action or
3532 adopt any motion or resolution.

3533 Sec. 48. Section 32-182 of the general statutes is repealed and the
3534 following is substituted in lieu thereof (*Effective July 1, 2009*):

3535 The Department of [Economic and] Community Development may
3536 provide the necessary personnel and resources as provided in this
3537 section to help the commission perform its tasks in accordance with
3538 the provisions of this chapter. If the commission receives monetary
3539 contributions or contributions of in-kind resources from private
3540 agencies during any state fiscal year, the department shall allocate an
3541 amount of money to the commission equal to one-third of the total
3542 value of all such contributions and resources provided such allocation
3543 does not exceed seventy thousand dollars in any state fiscal year. In
3544 addition, the department may continue to provide the in-kind
3545 resources to the commission which it is providing on July 1, 1998. Any
3546 such contributions, allocations and resources shall be used by the
3547 commission to establish an office to develop strategic business
3548 relationships between Connecticut and Israeli businesses.

3549 Sec. 49. Section 32-222 of the general statutes is repealed and the
3550 following is substituted in lieu thereof (*Effective July 1, 2009*):

3551 As used in sections 32-220 to 32-234, inclusive: (a) "Business
3552 development project" means a project undertaken by an eligible

3553 applicant involving one or more of the following:

3554 (1) The construction, substantial renovation, improvement or
3555 expansion of a facility;

3556 (2) The acquisition of new machinery and equipment;

3557 (3) The acquisition, improvement, demolition, cultivation or
3558 disposition of real property, or combinations thereof, or the
3559 remediation of contaminated real property;

3560 (4) The creation at a facility, within twenty-four months of the
3561 initiation of a hiring program, not less than ten new jobs or an increase
3562 in the number of persons employed at the facility of twenty per cent,
3563 whichever is greater;

3564 (5) Economic diversification of the economy of an area of the state or
3565 manufacturing or other economic base business where such area or
3566 business is substantially reliant upon defense and related industry;

3567 (6) Participation in the avoidance of an imminent plant closing or
3568 relocation by a manufacturing or other economic base business or
3569 assist or improve the economy of an area of the state which has been or
3570 is likely to be significantly and adversely impacted by one or more
3571 major plant closings or relocations;

3572 (7) Support research and development or commercialization of
3573 technologies, products, processes or techniques of a manufacturing or
3574 other economic base business;

3575 (8) Creation or support of organizations that provide technical and
3576 engineering assistance to small manufacturers or other economic base
3577 businesses to assist them with the design, testing, manufacture and
3578 marketing of new products and the instruction and implementation of
3579 new techniques and technologies;

3580 (9) Support of substantial workforce development efforts;

3581 (10) Promotion of community conservation or development or
3582 improvement of the quality of life for urban residents of the state; or

3583 (11) Promotion of the revitalization of underutilized, state-owned
3584 former railroad depots and areas adjacent to such depots;

3585 (b) "Business support services" means activities related to a
3586 municipal development project or business development project which
3587 support the economic competitiveness of manufacturing or economic
3588 base businesses or which further the interests of the state, including,
3589 but not limited to, facilities and services related to day care, job
3590 training, education, transportation, employee housing, energy
3591 conservation, pollution control and recycling, provided activities
3592 related to employee housing shall be limited to feasibility and
3593 implementation studies;

3594 (c) "Commissioner" means the Commissioner of [Economic and]
3595 Community Development;

3596 (d) "Economic base business" means a business that the
3597 commissioner determines will materially contribute to the economy of
3598 the state by creating or retaining jobs, exporting products or services
3599 beyond the state's boundaries, encouraging innovation in products or
3600 services, adding value to products or services or otherwise supporting
3601 or enhancing existing activities important to the economy of the state;

3602 (e) "Economic cluster" means an economic cluster, as defined in
3603 section 32-4e, recognized by the commissioner;

3604 (f) "Department" means the Department of [Economic and]
3605 Community Development;

3606 (g) "Development plan" means a plan for a municipal development
3607 project prepared in accordance with the provisions of subsection (b) of
3608 section 32-223;

3609 (h) "Eligible applicant" means any for-profit or nonprofit
3610 organization, or any combination thereof, any municipality, regional

3611 planning agency or any combination thereof and further provided, in
3612 the case of a loan made by the Connecticut Development Authority in
3613 which the department purchases a participation interest, "eligible
3614 applicant" means the for-profit or nonprofit organization, or any
3615 combination thereof, that will receive the proceeds of such loan;

3616 (i) "Financial assistance" means grants, funds for the purchase of
3617 insurance policies and payment of deductibles for insurance policies to
3618 cover remediation costs, extensions of credit, loans or loan guarantees,
3619 participation interests in loans made to eligible applicants by the
3620 Connecticut Development Authority or combinations thereof;

3621 (j) "For-profit organization" means a for-profit partnership or sole
3622 proprietorship or corporation or limited liability company which is an
3623 economic base business or has a North American Industrial
3624 Classification code of 311111 through 339999 or 493110, 493120, 493130,
3625 493190, 511210, 512110, 512120, 512191, 522210, 522293, 522294, 522298,
3626 522310, 522320, 522390, 523110, 523120, 523130, 523140, 523210, 523910,
3627 524113, 524114, 524126, 524127, 524128, 524130, 524292, 541711, 541712,
3628 551111, 551112, 551114, 561422, 611310, 611410, 611420, 611430, 611513,
3629 611519, 611710 and 624410 or any business that is part of an economic
3630 cluster, or any establishment or auxiliary or operating unit thereof, as
3631 defined in the North American Industrial Classification System
3632 Manual, which has demonstrated to the satisfaction of the
3633 commissioner that it has the qualifications, including financial
3634 qualifications, necessary to carry out a business development project;

3635 (k) "Implementing agency" means one of the following agencies
3636 designated by a municipality under section 32-223: (1) An economic
3637 development commission, redevelopment agency; sewer authority or
3638 sewer commission; public works commission; water authority or water
3639 commission; port authority or port commission or harbor authority or
3640 harbor commission; parking authority or parking commission; (2) a
3641 nonprofit development corporation; or (3) any other agency
3642 designated and authorized by a municipality to undertake a project
3643 and approved by the commissioner;

3644 (l) "Municipal development project" means a business development
3645 project through which real property is acquired by a municipality or
3646 implementing agency as part of such project;

3647 (m) "Municipality" means a town, city, consolidated town and city
3648 or consolidated town and borough;

3649 (n) "Nonprofit organization" means a municipality or nonprofit
3650 corporation as defined in section 33-1002 and organized under the
3651 laws of this state and for purposes of this chapter includes any
3652 constituent unit of the state system of higher education;

3653 (o) "Planning commission" means a planning and zoning
3654 commission designated pursuant to section 8-4a or a planning
3655 commission created pursuant to section 8-19;

3656 (p) "Project" means a municipal development project or business
3657 development project;

3658 (q) "Project area" means the area within which a municipal
3659 development project or business development project is located;

3660 (r) "Real property" means land, buildings and other structures and
3661 improvements thereto, subterranean or subsurface right, any and all
3662 easements, air rights and franchises of any kind or nature;

3663 (s) "Site and infrastructure improvements" means improvements to:
3664 (1) Sanitary sewer facilities; (2) natural gas pipes, electric, telephone
3665 and telecommunications conduits and other facilities and waterlines
3666 and water supply facilities, except for any such pipes, wires, conduits,
3667 waterlines or any such pipes, wires, conduits, waterlines or facilities
3668 which a public service company, as defined in section 16-1, water
3669 company, as defined in section 25-32a, or municipal utility is required
3670 to install pursuant to any provision of the general statutes or any
3671 special act, regulation or order of the Department of Public Utility
3672 Control or a certificate of public convenience and necessity; (3) storm
3673 drainage facilities, including facilities to control flooding; (4) site

3674 grading, landscaping, environmental improvements, including
3675 remediation of contaminated sites, parking facilities, roadways and
3676 related appurtenances; (5) railroad spurs; (6) public port or docking
3677 facilities; and (7) such other related improvements necessary or
3678 appropriate to carry out the project;

3679 (t) "State" means the state of Connecticut;

3680 (u) "Targeted investment community" means a municipality which
3681 contains an enterprise zone designated pursuant to section 32-70;

3682 (v) "Total project cost" means costs of any kind or nature relating to
3683 the planning, implementation and completion of a municipal or
3684 business development project;

3685 (w) "Legislative body" means (1) the board of selectmen in a town
3686 that does not have a charter, special act or home rule ordinance
3687 relating to its government, or (2) the council, board of aldermen,
3688 representative town meeting, board of selectmen or other elected
3689 legislative body described in a charter, special act or home rule
3690 ordinance relating to its government in a city, consolidated town and
3691 city, consolidated town and borough or a town having a charter,
3692 special act, consolidation ordinance or home rule ordinance relating to
3693 its government.

3694 Sec. 50. Section 32-228 of the general statutes is repealed and the
3695 following is substituted in lieu thereof (*Effective July 1, 2009*):

3696 (a) The Commissioner of [Economic and] Community Development
3697 may, with the approval of the Commissioner of Public Works, the
3698 Secretary of the Office of Policy and Management and the State
3699 Properties Review Board, sell, exchange, lease or enter into agreements
3700 concerning any real property belonging to the state and transferred to
3701 the custody and control of the Department of [Economic and]
3702 Community Development. The commissioner shall require, as a
3703 condition of any sale, exchange, lease or agreement entered into
3704 pursuant to this section, that such real property be used primarily for

3705 manufacturing or economic base businesses or for business support
3706 services. Prior to any such sale, exchange, lease or agreement, the
3707 commissioner shall consult with each municipality in which the land,
3708 improvement or interest is located.

3709 (b) The Commissioner of [Economic and] Community
3710 Development, with the approval of the Commissioner of Public Works,
3711 the Secretary of the Office of Policy and Management and the State
3712 Properties Review Board, may: (1) Enter into a contract to purchase,
3713 lease or hold any surplus real property made available by the federal
3714 government if the commissioner determines that such real property
3715 can be utilized for manufacturing or other economic base businesses or
3716 for business support services and (2) sell, exchange, lease or enter into
3717 an agreement concerning any real property acquired by the
3718 commissioner under subdivision (1) of this subsection. The
3719 commissioner shall require, as a condition of any sale, exchange, lease
3720 or agreement entered into pursuant to subdivision (2) of this
3721 subsection, that such real property be used primarily for
3722 manufacturing or other economic base businesses or for business
3723 support services. No such land may be sold, exchanged or leased by
3724 the commissioner under subdivision (2) of this subsection without
3725 prior consultation with each municipality in which such land is
3726 located.

3727 (c) The use of any land sold, exchanged or leased under this section
3728 shall be subject to the planning, zoning, sanitary and building laws,
3729 ordinances or regulations of the municipality in which such land is
3730 located.

3731 (d) The Commissioner of [Economic and] Community Development
3732 may, with the approval of the Commissioner of Public Works, the
3733 Secretary of the Office of Policy and Management and the State
3734 Properties Review Board: (1) Enter into a contract to purchase, lease or
3735 hold any real property, other than property owned by the state or
3736 made available by the federal government, if the commissioner has
3737 entered into a contract to sell, exchange or lease such property to

3738 another person who will utilize such property for manufacturing or
3739 other economic base business or for business support services
3740 provided such sale or lease shall close not later than one week after the
3741 commissioner purchases, leases, holds or otherwise acquires such
3742 property and further provided such contract shall provide that the
3743 transferor shall be liable for any costs associated with remediation of
3744 environmental contamination of such real property; and (2) sell,
3745 exchange or lease any real property acquired by the commissioner
3746 under subdivision (1) of this subsection. The commissioner shall
3747 require, as a condition of any sale, exchange, lease or agreement
3748 entered into pursuant to subdivision (2) of this subsection, that such
3749 real property be used primarily for manufacturing or other economic
3750 base business or for business support services. No such land may be
3751 sold, exchanged or leased by the commissioner under subdivision (2)
3752 of this subsection without prior consultation with each municipality in
3753 which such real property is located provided any person who leases
3754 such property from the commissioner under this subsection shall be
3755 liable to the municipality for any tax due under chapter 203 as if such
3756 lessee were the owner of such property. The transferor shall be liable
3757 for any costs associated with remediation of environmental
3758 contamination of any property which the Commissioner of [Economic
3759 and] Community Development proposes to acquire under this section
3760 provided, in the case of a property to be subsequently sold by the
3761 commissioner under this section, the commissioner may enter into a
3762 contract with the subsequent transferee under which the transferee
3763 shall be liable for such costs.

3764 Sec. 51. Section 32-235 of the general statutes is repealed and the
3765 following is substituted in lieu thereof (*Effective July 1, 2009*):

3766 (a) For the purposes described in subsection (b) of this section, the
3767 State Bond Commission shall have the power, from time to time to
3768 authorize the issuance of bonds of the state in one or more series and
3769 in principal amounts not exceeding in the aggregate five hundred
3770 ninety-five million three hundred thousand dollars, provided forty-
3771 five million dollars of said authorization shall be effective July 1, 2008.

(b) The proceeds of the sale of said bonds, to the extent of the amount stated in subsection (a) of this section, shall be used by the Department of [Economic and] Community Development for the purposes of sections 32-220 to 32-234, inclusive, including economic cluster-related programs and activities, and for the Connecticut job training finance demonstration program pursuant to sections 32-23uu and 32-23vv provided, (1) three million dollars shall be used by said department solely for the purposes of section 32-23uu and not more than five million two hundred fifty thousand dollars of the amount stated in said subsection (a) may be used by said department for the purposes of section 31-3u, (2) not less than one million dollars shall be used for an educational technology grant to the deployment center program and the nonprofit business consortium deployment center approved pursuant to section 32-41l, (3) not less than two million dollars shall be used by said department for the establishment of a pilot program to make grants to businesses in designated areas of the state for construction, renovation or improvement of small manufacturing facilities provided such grants are matched by the business, a municipality or another financing entity. The Commissioner of [Economic and] Community Development shall designate areas of the state where manufacturing is a substantial part of the local economy and shall make grants under such pilot program which are likely to produce a significant economic development benefit for the designated area, (4) five million dollars may be used by said department for the manufacturing competitiveness grants program, (5) one million dollars shall be used by said department for the purpose of a grant to the Connecticut Center for Advanced Technology, for the purposes of section 32-237, (6) fifty million dollars shall be used by said department for the purpose of grants to the United States Navy or eligible applicants for projects related to the enhancement of infrastructure for long-term, on-going naval operations at the United States Naval Submarine Base-New London, located in Groton, which will increase the military value of said base, and (7) two million dollars shall be used by said department for the purpose of a grant to the Connecticut Center for Advanced

3807 Technology, Inc., for manufacturing initiatives, including aerospace
3808 and defense.

3809 (c) All provisions of section 3-20, or the exercise of any right or
3810 power granted thereby which are not inconsistent with the provisions
3811 of this section are hereby adopted and shall apply to all bonds
3812 authorized by the State Bond Commission pursuant to this section, and
3813 temporary notes in anticipation of the money to be derived from the
3814 sale of any such bonds so authorized may be issued in accordance with
3815 said section 3-20 and from time to time renewed. Such bonds shall
3816 mature at such time or times not exceeding twenty years from their
3817 respective dates as may be provided in or pursuant to the resolution or
3818 resolutions of the State Bond Commission authorizing such bonds.
3819 None of said bonds shall be authorized except upon a finding by the
3820 State Bond Commission that there has been filed with it a request for
3821 such authorization, which is signed by or on behalf of the Secretary of
3822 the Office of Policy and Management and states such terms and
3823 conditions as said commission, in its discretion, may require. Said
3824 bonds issued pursuant to this section shall be general obligations of the
3825 state and the full faith and credit of the state of Connecticut are
3826 pledged for the payment of the principal of and interest on said bonds
3827 as the same become due, and accordingly and as part of the contract of
3828 the state with the holders of said bonds, appropriation of all amounts
3829 necessary for punctual payment of such principal and interest is
3830 hereby made, and the Treasurer shall pay such principal and interest
3831 as the same become due.

3832 Sec. 52. Section 32-236 of the general statutes is repealed and the
3833 following is substituted in lieu thereof (*Effective July 1, 2009*):

3834 In furtherance of the economic development of the state, the
3835 Department of [Economic and] Community Development may provide
3836 financial assistance under sections 32-220 to 32-235, inclusive, to a
3837 financial institution, as defined in section 12-217u, which has not less
3838 than two thousand qualified employees, determined in accordance
3839 with subsections (d) and (e) of said section 12-217u, at a facility or

3840 facilities located in a municipality in this state with a population
3841 greater than one hundred thousand. The provisions of section 32-462
3842 shall not apply to such assistance.

3843 Sec. 53. Section 32-241 of the general statutes is repealed and the
3844 following is substituted in lieu thereof (*Effective July 1, 2009*):

3845 (a) For the purposes described in subsection (b) of this section, the
3846 State Bond Commission shall have the power, from time to time, to
3847 authorize the issuance of bonds of the state in one or more series and
3848 in principal amounts not exceeding in the aggregate one million
3849 dollars.

3850 (b) The proceeds of the sale of said bonds, to the extent of the
3851 amount stated in subsection (a) of this section, shall be used by the
3852 Department of [Economic and] Community Development for the
3853 purposes of section 32-240.

3854 (c) All provisions of section 3-20, or the exercise of any right or
3855 power granted thereby which are not inconsistent with the provisions
3856 of this section are hereby adopted and shall apply to all bonds
3857 authorized by the State Bond Commission pursuant to this section, and
3858 temporary notes in anticipation of the money to be derived from the
3859 sale of any such bonds so authorized may be issued in accordance with
3860 said section 3-20 and from time to time renewed. Such bonds shall
3861 mature at such time or times not exceeding twenty years from their
3862 respective dates as may be provided in or pursuant to the resolution or
3863 resolutions of the State Bond Commission authorizing such bonds.
3864 None of said bonds shall be authorized except upon a finding by the
3865 State Bond Commission that there has been filed with it a request for
3866 such authorization, which is signed by or on behalf of the Secretary of
3867 the Office of Policy and Management and states such terms and
3868 conditions as said commission, in its discretion, may require. Said
3869 bonds issued pursuant to this section shall be general obligations of the
3870 state and the full faith and credit of the state of Connecticut are
3871 pledged for the payment of the principal of and interest on said bonds

3872 as the same become due, and accordingly and as part of the contract of
3873 the state with the holders of said bonds, appropriation of all amounts
3874 necessary for punctual payment of such principal and interest is
3875 hereby made, and the Treasurer shall pay such principal and interest
3876 as the same become due.

3877 Sec. 54. Section 32-242 of the general statutes is repealed and the
3878 following is substituted in lieu thereof (*Effective July 1, 2009*):

3879 In addition to other financial assistance which the Department of
3880 [Economic and] Community Development may grant on its own or
3881 through a contract with another state agency, a for-profit company or a
3882 nonprofit organization under this chapter, the Commissioner of
3883 [Economic and] Community Development, in consultation with the
3884 Secretary of the Office of Policy and Management and the
3885 Commissioner of Environmental Protection, may provide financial
3886 assistance consisting of (1) funds to acquire air pollution emission
3887 reduction credits certified by the Commissioner of Environmental
3888 Protection pursuant to section 22a-174f or (2) the transfer of credits
3889 previously acquired by the Office of Policy and Management pursuant
3890 to section 32-242a. Such transfer may be made as a grant, sale, loan or
3891 by such other appropriate means of disposition as is determined by the
3892 Commissioner of Economic and Community Development and the
3893 Secretary of the Office of Policy and Management. The assistance
3894 provided in the section shall be subject to the same rules and
3895 procedures as any other financial assistance provided under sections
3896 32-220 to 32-234, inclusive. Any procurement, transfer or other use of
3897 such credits shall comply with the federal Clean Air Act and any
3898 regulations, requirements and guidance issued by the United States
3899 Environmental Protection Agency or the Department of
3900 Environmental Protection regarding emission reduction credits.

3901 Sec. 55. Section 32-244 of the general statutes is repealed and the
3902 following is substituted in lieu thereof (*Effective July 1, 2009*):

3903 (a) All data and other information received by the Department of

3904 [Economic and] Community Development, the Connecticut
3905 Development Authority or any implementing agency, as defined in
3906 section 32-222, or any advisory board or committee of the department,
3907 authority or agency, from any person in connection with an
3908 application for, or the provision of, financial assistance, which consists
3909 of the following, shall be deemed, for purposes of a public records
3910 request pursuant to the Freedom of Information Act, as defined in
3911 section 1-200, made to the Department of [Economic and] Community
3912 Development, the Connecticut Development Authority or any such
3913 implementing agency, advisory board or committee, to be information
3914 described in subdivision (5) of subsection (b) of section 1-210: (1)
3915 Actual trade secrets or information that a person intends to become a
3916 trade secret, (2) material that a person intends to patent, (3) patented
3917 material, (4) marketing or business plans, (5) plans for new products or
3918 services, (6) reports of customer orders or sales or other documents
3919 that would disclose names and addresses of customers or potential
3920 customers, (7) information concerning the financial condition or
3921 personal affairs of any individual, (8) financial statements or
3922 projections, (9) sales or earnings forecasts, (10) capital or strategic
3923 plans, (11) information regarding research and development, (12) tax
3924 returns, or (13) other commercial, credit or financial information with
3925 respect to the financial condition or business operations of an applicant
3926 for or recipient of financial assistance which is of a type not
3927 customarily made available to the public.

3928 (b) The enumeration in this section of particular types of data and
3929 information shall not be construed to limit the possible applicability of
3930 subdivision (5) of subsection (b) of section 1-210 to other data or
3931 information not so enumerated.

3932 Sec. 56. Section 32-244a of the general statutes is repealed and the
3933 following is substituted in lieu thereof (*Effective July 1, 2009*):

3934 All information contained in any application for financial assistance
3935 submitted to the Department of [Economic and] Community
3936 Development or the Connecticut Development Authority prior to

3937 October 1, 2000, and all information with respect to any person or
3938 project, including all financial, credit and proprietary information,
3939 obtained by the Department of [Economic and] Community
3940 Development or the Connecticut Development Authority prior to
3941 October 1, 2000, or on or after October 1, 2000, pursuant to the
3942 requirements of an agreement entered into prior to October 1, 2000,
3943 shall be exempt from the provisions of subsection (a) of section 1-210.

3944 Sec. 57. Section 32-245 of the general statutes is repealed and the
3945 following is substituted in lieu thereof (*Effective July 1, 2009*):

3946 (a) There is created a Connecticut Commission on Business
3947 Opportunity, Defense Diversification and Industrial Policy which shall
3948 be within the Department of [Economic and] Community
3949 Development for administrative purposes only.

3950 (b) The commission shall consist of the following members: The
3951 Commissioners of [Economic and] Community Development,
3952 Education and Higher Education and the Labor Commissioner or their
3953 designees; the chairpersons and ranking members of the joint standing
3954 committee of the General Assembly having cognizance of matters
3955 relating to commerce and exportation, or their designees; the president
3956 of the Connecticut Academy of Science and Engineering, or his
3957 designee; the president of the Connecticut Business and Industries
3958 Association or his designee; the president of the Connecticut AFL-CIO
3959 or his designee; one member representing a large manufacturing
3960 concern and one member representing a financial institution,
3961 appointed by the president pro tempore of the Senate; one member
3962 representing a large business that is heavily dependent on prime
3963 defense contracts or subcontracts and one member representing a
3964 small business that is heavily dependent on prime defense contracts or
3965 subcontracts appointed by the speaker of the House of
3966 Representatives; one member representing a small manufacturing
3967 concern appointed by the majority leader of the Senate; one member
3968 representing a large service-related business appointed by the majority
3969 leader of the House of Representatives; one member representing a

3970 small service-related business appointed by the minority leader of the
3971 Senate; and one member representing an educational institution
3972 appointed by the minority leader of the House of Representatives. The
3973 members who are not serving ex-officio shall serve for a term of two
3974 years, commencing July 1, 1990, and biennially thereafter, and until
3975 their successors have been duly qualified. The Governor shall appoint
3976 a chairperson for the commission from its membership.

3977 (c) The commission shall develop a plan for the economic renewal of
3978 Connecticut. The plan shall include strategies for (1) the restoration
3979 and growth of manufacturing in the state, with the objective of ending
3980 the loss of manufacturing jobs and causing an increase in such jobs
3981 within five years following development of the plan; (2) the retention
3982 and expansion of the state's economic base industries; (3) the
3983 coordination of economic development policy with capital investment
3984 in both public and private sectors; and (4) the need for regional
3985 approaches to economic development in the state.

3986 (d) In addition to the development of a plan for economic renewal
3987 as required under subsection (c) of this section, the commission shall:
3988 (1) Advise the General Assembly and the Department of [Economic
3989 and] Community Development on issues relating to (A) the
3990 diversification or conversion of defense-related industries, (B)
3991 planning for and development of the state's manufacturing base; (C)
3992 creation and implementation of an industrial policy for the state; and
3993 (D) the creation of a business climate in the state conducive to long-
3994 term planning and capital investment; (2) evaluate legislation which
3995 concerns the state's economy and the overall competitiveness thereof,
3996 the manufacturing and industrial sectors of the state's economy and
3997 businesses that are heavily dependent on prime defense contracts or
3998 subcontracts; (3) prepare and review the implementation of short-term
3999 and long-term strategies to assist businesses that are heavily
4000 dependent on prime defense contracts or subcontracts in modifying
4001 defense industry technology production capacity into nondefense
4002 related applications; (4) provide a forum to address and communicate
4003 business issues, including small business issues, to the public and

4004 private sectors; (5) foster opportunities for the development of
4005 partnerships between government and private enterprise in areas that
4006 significantly affect the state's economy; and (6) stimulate and review
4007 public and private assistance and initiatives to improve the
4008 competitiveness of Connecticut's economy.

4009 Sec. 58. Section 32-246 of the general statutes is repealed and the
4010 following is substituted in lieu thereof (*Effective July 1, 2009*):

4011 The Department of [Economic and] Community Development shall
4012 provide the necessary personnel and resources to assist the
4013 Connecticut Commission on Business Opportunity, Defense
4014 Diversification and Industrial Policy in performing its tasks in
4015 accordance with section 32-245.

4016 Sec. 59. Subsection (a) of section 32-261 of the general statutes is
4017 repealed and the following is substituted in lieu thereof (*Effective July*
4018 *1, 2009*):

4019 (a) There is created within the authority the Connecticut Works
4020 Guarantee Fund. The authority may issue or make advance
4021 commitments to issue guarantees of loans and guarantees of other
4022 investments. No guarantee or commitment to issue a guarantee shall
4023 be provided or entered into by the authority pursuant to this section
4024 which would cause the aggregate amount of all such guarantees and
4025 commitments then outstanding to exceed four times the sum of the
4026 amounts available in the fund plus the amount of any unpaid grants
4027 authorized to be made by the Department of [Economic and]
4028 Community Development to the authority for deposit in the fund
4029 which remain available for purposes of the fund pursuant to the bond
4030 authorization in section 32-262, provided the amount of any guarantee
4031 shall be measured by the portion of unpaid loan principal, or its
4032 equivalent in the case of other investments, which is guaranteed by the
4033 authority and shall exclude for purposes of such limitation the amount
4034 of any such guarantee to the extent that the liability of the authority
4035 with respect thereto has been reinsured or otherwise assumed by an

4036 eligible financial institution with a long-term credit rating equal to or
4037 higher than that of the state. The purposes of such program shall be:
4038 (1) To encourage the growth and retention of manufacturing firms and
4039 other businesses in the state that are unable to obtain financing under
4040 reasonable terms and conditions due to the contraction in liquidity in
4041 the banking system; (2) to stimulate the growth and retention of jobs,
4042 the development of all geographic regions of the state and the increase
4043 in state and municipal tax revenue; and (3) to address concerns with
4044 the availability of financing which has been discontinued subsequent
4045 to a merger, takeover or liquidation of a financial institution by a
4046 federal financial regulatory institution. The authority shall utilize the
4047 authority provided by this section to achieve the maximum creation or
4048 retention of jobs, especially high quality, skilled jobs, with the funds
4049 available. There shall be deposited in the fund all guarantee fees and
4050 all proceeds of collateral and other recoveries with respect to payments
4051 made under guarantees and any and all other moneys or assets, other
4052 than payments on guarantees issued hereunder, received by the
4053 authority in return for any guarantee provided or offered, whether
4054 pursuant to any applicable contract or agreement entered into by the
4055 authority under subsection (i) of this section or otherwise. Amounts in
4056 the fund shall be used in accordance with this section to satisfy any
4057 valid guarantee claim payable therefrom and may be used for any
4058 other purpose determined by the authority to be in furtherance of any
4059 guarantee or any contract or agreement with an eligible financial
4060 institution entered into pursuant to this section or determined by the
4061 authority to be necessary or appropriate to protect the interests of the
4062 authority or the fund, including, without limitation, protecting the
4063 interests of the authority in any project during any period of loan
4064 delinquency or upon loan default. Any administrative expenses
4065 incurred in carrying out the provisions of this section, to the extent not
4066 paid by the authority, shall be paid from the fund. Each payment from
4067 the fund for such administrative expenses shall be made by the
4068 authority upon certification by the chairperson of the authority that the
4069 payment is authorized under the provisions of this section, under the
4070 applicable rules and regulations of the authority. Any amounts in the

4071 fund not currently needed to meet the obligations of the fund and the
4072 expenses of the authority may be invested in obligations designated by
4073 the authority, and all income from such investments shall become part
4074 of the fund.

4075 Sec. 60. Subsection (b) of section 32-262 of the general statutes is
4076 repealed and the following is substituted in lieu thereof (*Effective July*
4077 *1, 2009*):

4078 (b) The proceeds of the sale of said bonds, to the extent of the
4079 amount stated in subsection (a) of this section, shall be used by the
4080 Department of [Economic and] Community Development to make
4081 grants to the Connecticut Development Authority for deposit in the
4082 Investment and Loan Guaranty Fund to be used for the purpose of
4083 section 32-261. The terms and conditions of said grants shall be
4084 governed in accordance with a grant contract between the department
4085 and the authority.

4086 Sec. 61. Subsection (f) of section 32-265 of the general statutes is
4087 repealed and the following is substituted in lieu thereof (*Effective July*
4088 *1, 2009*):

4089 (f) (1) For the purposes described in subdivision (2) of this
4090 subsection, the State Bond Commission shall have the power, from
4091 time to time, to authorize the issuance of bonds of the state in one or
4092 more series and in principal amounts not exceeding in the aggregate
4093 five million dollars.

4094 (2) The proceeds of the sale of said bonds, to the extent of the
4095 amount stated in subdivision (1) of this subsection, shall be used by the
4096 Department of [Economic and] Community Development to make
4097 grants to the Connecticut Development Authority for deposit in the
4098 Connecticut Capital Access Fund to be used for the purposes
4099 authorized under this section and section 32-341.

4100 (3) All provisions of section 3-20, or the exercise of any right or
4101 power granted thereby which are not inconsistent with the provisions

4102 of this section are hereby adopted and shall apply to all bonds
4103 authorized by the State Bond Commission pursuant to this section, and
4104 temporary notes in anticipation of the money to be derived from the
4105 sale of any such bonds so authorized may be issued in accordance with
4106 said section 3-20 and from time to time renewed. Such bonds shall
4107 mature at such time or times not exceeding twenty years from their
4108 respective dates as may be provided in or pursuant to the resolution or
4109 resolutions of the State Bond Commission authorizing such bonds.
4110 None of said bonds shall be authorized except upon a finding by the
4111 State Bond Commission that there has been filed with it a request for
4112 such authorization, which is signed by or on behalf of the Secretary of
4113 the Office of Policy and Management and states such terms and
4114 conditions as said commission, in its discretion, may require. Said
4115 bonds issued pursuant to this section shall be general obligations of the
4116 state and the full faith and credit of the state of Connecticut are
4117 pledged for the payment of the principal of and interest on said bonds
4118 as the same become due, and accordingly and as part of the contract of
4119 the state with the holders of said bonds, appropriation of all amounts
4120 necessary for punctual payment of such principal and interest is
4121 hereby made, and the Treasurer shall pay such principal and interest
4122 as the same become due.

4123 Sec. 62. Section 32-284 of the general statutes is repealed and the
4124 following is substituted in lieu thereof (*Effective July 1, 2009*):

4125 (a) For the purposes described in subsection (b) of this section, the
4126 State Bond Commission shall have the power, from time to time, to
4127 authorize the issuance of bonds of the state in one or more series and
4128 in principal amounts not exceeding in the aggregate one million
4129 dollars.

4130 (b) The proceeds of the sale of said bonds, to the extent of the
4131 amount stated in subsection (a) of this section, shall be used by the
4132 Department of [Economic and] Community Development for the
4133 purposes of providing grants under section 32-267.

4134 (c) All provisions of section 3-20, or the exercise of any right or
4135 power granted thereby which are not inconsistent with the provisions
4136 of this section are hereby adopted and shall apply to all bonds
4137 authorized by the State Bond Commission pursuant to this section, and
4138 temporary notes in anticipation of the money to be derived from the
4139 sale of any such bonds so authorized may be issued in accordance with
4140 said section 3-20 and from time to time renewed. Such bonds shall
4141 mature at such time or times not exceeding twenty years from their
4142 respective dates as may be provided in or pursuant to the resolution or
4143 resolutions of the State Bond Commission authorizing such bonds.
4144 None of said bonds shall be authorized except upon a finding by the
4145 State Bond Commission that there has been filed with it a request for
4146 such authorization, which is signed by or on behalf of the Secretary of
4147 the Office of Policy and Management and states such terms and
4148 conditions as said commission, in its discretion, may require. Said
4149 bonds issued pursuant to this section shall be general obligations of the
4150 state and the full faith and credit of the state of Connecticut are
4151 pledged for the payment of the principal of and interest on said bonds
4152 as the same become due, and accordingly and as part of the contract of
4153 the state with the holders of said bonds, appropriation of all amounts
4154 necessary for punctual payment of such principal and interest is
4155 hereby made, and the Treasurer shall pay such principal and interest
4156 as the same become due.

4157 Sec. 63. Section 32-285 of the general statutes is repealed and the
4158 following is substituted in lieu thereof (*Effective July 1, 2009*):

4159 (a) (1) There is hereby established a tax incremental financing
4160 program, under which the incremental hotel taxes collected under
4161 subparagraph (H) of subdivision (2) of subsection (a) of section 12-407,
4162 which are generated by a project approved by the authority under this
4163 section may be used to pay the debt service on bonds issued by the
4164 authority to help finance, on a self-sustaining basis, significant
4165 economic projects and encourage their location in the state.

4166 (2) The incremental sales taxes collected under chapter 219, other

4167 than the sales tax referenced in subdivision (1) of this subsection, and
4168 admissions, cabaret and dues taxes collected under chapter 225 which
4169 are generated by a project may, subject to approval pursuant to this
4170 section by the joint standing committees of the General Assembly
4171 having cognizance of matters relating to the Department of [Economic
4172 and] Community Development and finance, revenue and bonding,
4173 and the authority, be used to pay the debt service on bonds issued by
4174 the authority to help finance, on a self-sustaining basis, significant
4175 economic projects and encourage their location in the state.

4176 (b) As used in this section: (1) "Authority" means the Connecticut
4177 Development Authority; and (2) "eligible project" means a large-scale
4178 economic development project (A) that may add a substantial amount
4179 of new economic activity and employment in the municipality in
4180 which it is to be located and surrounding areas, and may generate
4181 significant additional tax revenues in the state; (B) for which use of the
4182 tax incremental financing mechanism may be necessary to attract the
4183 project to locate in the state; (C) which is economically viable and self-
4184 sustaining, taking into account the application of the proceeds of the
4185 bonds to be issued under the tax incremental financing program; (D)
4186 for which the direct and indirect economic benefits to the state and the
4187 municipality in which it will be located outweigh the costs of the
4188 project; and (E) which is consistent with the strategic development
4189 priorities of the state.

4190 (c) Any person, firm or corporation wishing to participate in the tax
4191 incremental financing program, or any municipality wishing to obtain
4192 tax incremental financing to support a project within its boundaries,
4193 may apply to the authority in accordance with the provisions of this
4194 subsection. The application shall contain such information as the
4195 authority may require, which may include information concerning the
4196 type of business proposed to be established and its location, the
4197 number of jobs to be created or retained and their average wage rates,
4198 feasibility studies or business plans for the project and other
4199 information necessary to demonstrate its financial viability, the
4200 amounts and types of bonds proposed to be issued for the project and

4201 the proposed use of the proceeds, information about other sources of
4202 financing available to support repayment of the bonds proposed to be
4203 issued, including property tax increments to be made available by the
4204 municipality, a geographic description of the area surrounding the
4205 proposed site of the project and the existing firms doing business in
4206 that area, an economic impact assessment of the effects of the project
4207 on the municipality, an assessment of the incremental hotel taxes, or, if
4208 applicable, the incremental sales and admissions, cabaret and dues
4209 taxes to be generated by the project, an analysis of necessary
4210 infrastructure development to support the project and any available
4211 sources of financing for such infrastructure and other information
4212 which demonstrates that the bonds will be self-sustaining from the
4213 incremental taxes collected and any amounts made available by a
4214 municipality under subsection (i) of this section, and that the project
4215 will provide net benefits to the economy and employment opportunity
4216 in the state. The authority shall impose a fee for such application as it
4217 deems appropriate. Any costs incurred by the authority which are
4218 associated with such application and are not covered by such fee shall
4219 be paid from funds of the authority which are not otherwise
4220 committed or pledged.

4221 (d) Upon receiving an application for participation in the tax
4222 incremental financing program and any supporting information, the
4223 executive director of the authority shall make a preliminary
4224 determination as to whether a proposed project may be eligible for
4225 participation in the program.

4226 (e) (1) The authority shall review each application that has been
4227 preliminarily determined to be eligible under subsection (d) of this
4228 section. In reviewing an application, the authority shall obtain such
4229 additional information as may be necessary to make a final
4230 determination as to whether the project is eligible for participation in
4231 the program, whether the project is economically viable with use of the
4232 tax incremental financing mechanism, the effects of the project on the
4233 municipality and whether the project would provide net benefits to
4234 economic development and employment opportunity in the state. The

4235 authority may require the project sponsor to submit such additional
4236 information as may be necessary to evaluate the application.

4237 (2) The authority shall retain such financial advisors and other
4238 experts as it deems appropriate to conduct an independent financial
4239 assessment of the application and supporting information, including,
4240 in particular, the amount of the incremental hotel taxes, or, if
4241 applicable, the incremental sales and admissions, cabaret and dues
4242 taxes to be generated by the project, whether the project will be
4243 economically viable and whether the bonds will be self-sustaining.

4244 (3) The authority shall prepare a revenue impact assessment that
4245 estimates the incremental hotel taxes or, if applicable, the incremental
4246 sales and admissions, cabaret and dues taxes that would be generated
4247 by the project, the state and local revenues that would be foregone as a
4248 result of the project, all state and local revenues that would be
4249 generated by the project and the economic benefits that would likely
4250 result from construction of the project, including revenue effects of
4251 such economic benefits.

4252 (4) (A) Not later than seventy-two hours before presenting a
4253 proposed project to the board of directors of the authority for final
4254 approval, if such project uses incremental hotel taxes, the executive
4255 director of the authority shall give notice of the proposed project and
4256 meeting to the president pro tempore and minority leader of the
4257 Senate, the speaker and minority leader of the House of
4258 Representatives and the chairpersons and ranking members of the
4259 joint standing committees of the General Assembly having cognizance
4260 of matters relating to finance, revenue and bonding and the
4261 Department of [Economic and] Community Development. Such notice
4262 shall include such information about the project, the estimated tax
4263 increments and the revenue impact assessment, as may be appropriate,
4264 consistent with the protection of any confidential financial information
4265 provided by the project sponsor. Any such member of the General
4266 Assembly may, by notifying the executive director, request that the
4267 board of directors of the authority defer final consideration of the

4268 project for thirty days.

4269 (B) If such project uses incremental sales and admissions, cabaret
4270 and dues taxes, the notice required pursuant to subparagraph (A) of
4271 this subdivision shall not be required, but the procedure in subdivision
4272 (6) of subsection (f) of this section shall be followed after the board of
4273 directors of the authority has given approval to such project.

4274 (f) (1) Upon consideration of the application, the results of the
4275 independent financial assessment, the revenue impact assessment and
4276 any additional information that the board of directors of the authority
4277 requires concerning a proposed project, such board of directors shall
4278 determine whether to approve the project for participation in the tax
4279 incremental financing program and, if so, the amount and type of
4280 bonds the authority shall issue to support the approved project, the
4281 purposes for which the funds generated by sale of the bonds may be
4282 applied and the amount of the incremental sales and admissions,
4283 cabaret and dues taxes that shall be annually allocated to pay principal
4284 and interest on the bonds to be issued for the project. The amounts so
4285 allocated shall not exceed the estimated amount of incremental taxes to
4286 be collected, except that in the case of retail shopping center projects,
4287 the amount of incremental sales allocated to calculating incremental
4288 sales taxes shall not exceed thirty per cent of gross sales directly
4289 associated with the project. From the amount of incremental taxes so
4290 allocated by the authority, the amount required for payment of
4291 principal and interest on the bonds issued in accordance with
4292 subsection (g) of this section shall be deemed appropriated from the
4293 state General Fund, provided, for projects using incremental sales and
4294 admissions, cabaret and dues taxes, an amount shall be deemed
4295 appropriated only upon final approval of such projects pursuant to
4296 subdivision (6) of this subsection.

4297 (2) The authority may approve a project only if it concludes that: (A)
4298 The project is an eligible project; (B) the incremental hotel taxes or, if
4299 applicable, the incremental sales taxes collected under chapter 219 and
4300 the incremental admissions, cabaret and dues taxes collected under

chapter 225 that are generated by the project, together with other dedicated sources of financing available to pay debt service on the bonds, will be sufficient to pay interest and principal on the bonds as they come due; (C) the project will be economically viable and will contribute significantly to economic development and employment opportunity in the state; and (D) the direct and indirect economic benefits of the project to the state and the municipality in which it shall be located will be greater than the costs to the state and such municipality.

(3) The authority shall seek to obtain diversification among the types of projects supported under this program and among the geographic regions in the state in which projects are located.

(4) The approval of a project by the authority may be combined with the exercise of any of its other powers, including but not limited to, the provision of other forms of financial assistance. The proceeds of the bonds may be combined with any other funds available from state or federal programs, or from investments by the private sector, to support the project.

(5) Upon approving a project, the authority may require the project sponsor to reimburse the authority for all or any part of the costs of the independent financial assessment conducted in reviewing the application and any other related costs incurred.

(6) For final approval of any proposed project using incremental sales and admissions, cabaret and dues taxes, the authority shall submit, in a manner consistent with the protection of any confidential financial information provided by the project sponsor, copies of the application, the independent financial assessment, the revenue impact assessment, and the proposed financial assistance to be offered by the authority to the proposed project, to the joint standing committees of the General Assembly having cognizance of matters relating to the Department of [Economic and] Community Development and finance, revenue and bonding for final approval. Within forty-five days of said

4333 committees' receipt of such proposed project information, said
4334 committees shall advise the authority of their approval or
4335 modifications, if any, to such proposed financial assistance. If said
4336 committees do not agree, the committee chairpersons shall appoint a
4337 committee on conference which shall be comprised of three members
4338 from each joint standing committee. At least one member appointed
4339 from each committee shall be a member of the minority party. The
4340 report of the committee on conference shall be made to each
4341 committee, which shall vote to accept or reject the report. The report of
4342 the committee on conference may not be amended. If a joint standing
4343 committee rejects the report of the committee on conference, the
4344 proposed financial assistance shall be deemed approved. If the joint
4345 standing committees accept the report, the committee having
4346 cognizance of finance, revenue and bonding shall advise the authority
4347 of their approval or modifications, if any, of such proposed financial
4348 assistance, provided, if the committees do not act within forty-five
4349 days, the proposed financial assistance shall be deemed approved.
4350 Financial assistance by the authority for the proposed project shall be
4351 in accordance with the proposed financial assistance as approved or
4352 modified by the committees.

4353 (g) (1) The authority may issue one or more series of bonds in
4354 accordance with the provisions of chapter 579, to the extent not
4355 inconsistent with the provisions of this subsection, payable in whole or
4356 in part from the incremental taxes allocated and deemed appropriated
4357 from the state General Fund under subsection (f) of this section and
4358 any amounts contributed by a municipality under subsection (i) of this
4359 section, to finance a project approved under this section or to refund
4360 bonds previously issued under this section. The authority is
4361 authorized to make a grant of all or part of the proceeds of such bonds
4362 to any person in connection with the acquisition, construction and
4363 equipping of an eligible project, including the expense of the state or
4364 any municipality, or any instrumentality or agency of the state or any
4365 municipality, in connection therewith. Subject to applicable federal tax
4366 law, the authority may issue such bonds, the interest on which is

4367 excludable from gross income for federal income tax purposes, or such
4368 bonds, the interest on which is not so excludable. The authority, when
4369 authorizing the issuance of any series of such bonds, shall, in
4370 conjunction with the State Treasurer, determine the rate of interest of
4371 such bonds, the date or dates of their maturity, the medium of
4372 payment, the redemption terms and privileges, whether such bonds
4373 shall be sold by negotiated or competitive sale and any and all other
4374 terms, covenants and conditions not inconsistent with this section, in
4375 connection with the issuance thereof, including but not limited to, the
4376 pledging of special capital reserve funds authorized under subsection
4377 (b) of section 32-23j.

4378 (2) The issuance of any bonds by the authority under this section
4379 shall be subject to the approval of the State Bond Commission. Upon
4380 approving a project, the authority shall submit the matter to the State
4381 Bond Commission for final approval. The State Bond Commission
4382 shall not approve any project unless it has received the submission
4383 from the authority at least ten days prior to the meeting at which such
4384 project is to be considered. Such submission shall include the
4385 information considered by the authority in approving the project, the
4386 independent financial assessment and such other information as the
4387 commission deems appropriate. In reaching its decision, the State
4388 Bond Commission may consider such information as submitted. After
4389 such approval by the Bond Commission, no other approval shall be
4390 required for the project.

4391 (h) For such period of time as bonds issued to support an approved
4392 project are outstanding, the Treasurer shall make payment of interest
4393 and principal on the bonds to the trustee when due, but not exceeding
4394 in any fiscal year the amount deemed appropriated pursuant to
4395 subsection (f) of this section.

4396 (i) A portion of the proceeds of bonds issued pursuant to this
4397 section may be made available to a municipality in which a project is
4398 located for the purpose of carrying out or administering a
4399 redevelopment plan or other functions authorized under chapter 130

4400 or chapter 132. Such municipality may contribute all or any part of the
4401 money specified in subdivision (2) of section 8-134a or subdivision (b)
4402 of section 8-192a to the authority for the payment of principal and
4403 interest on the bonds issued by the authority under this section to
4404 support such approved project. In exercising such power, such
4405 municipalities shall proceed as provided in said chapter 130 or 132, as
4406 the case may be, except that the references therein to bonds and bond
4407 anticipation notes shall be deemed to refer to the bonds issued by the
4408 authority under this section.

4409 (j) (1) Not later than July first in each year that bonds issued to
4410 support an approved project are outstanding, the authority shall
4411 submit a report to the joint standing committees of the General
4412 Assembly having cognizance of matters relating to the Department of
4413 [Economic and] Community Development and finance, revenue and
4414 bonding with respect to the operations, finances and achievement of
4415 the economic development objectives of the projects approved under
4416 this section. The authority shall review and evaluate the progress of
4417 each project and shall devise and employ techniques for forecasting
4418 and measuring relevant indices of accomplishment of its goals of
4419 economic development, including, but not limited to, (A) the actual
4420 expenditures compared to original estimated costs, (B) whether there
4421 have been significant cost increases over original estimates, (C) the
4422 number of jobs created, or to be created, by or as a result of the project,
4423 (D) the cost or estimated cost, to the authority, involved in the creation
4424 of those jobs, (E) the amount of private capital investment in, or
4425 stimulated by, the project, in proportion to the public funds invested in
4426 such project, (F) the number of additional businesses created and
4427 associated jobs, and (G) any impact on tourism.

4428 (2) Not later than July first in each year that bonds issued to support
4429 an approved project are outstanding, the Office of Policy and
4430 Management shall retain independent financial experts to conduct an
4431 analysis of the financial status of each project approved under this
4432 section. The independent financial analysis shall include, but not be
4433 limited to, determinations as to whether the incremental hotel taxes or,

4434 if applicable, the incremental sales and admissions, cabaret and dues
4435 taxes actually generated by the project are equal to the estimates made
4436 at the time the project was approved, whether the project is
4437 economically viable and whether the bonds issued are self-sustaining
4438 with the incremental taxes actually collected and other financing
4439 sources dedicated to repayment of the bonds. The authority shall
4440 require the project sponsor to reimburse the Office of Policy and
4441 Management for the costs of such annual analyses. The results of such
4442 analyses shall be made available to the president pro tempore of the
4443 Senate, the speaker of the House of Representatives, the majority and
4444 minority leaders of both houses, and to the chairpersons and ranking
4445 members of said committees.

4446 (k) No commitments for new projects shall be approved by the
4447 authority under this section on or after July 1, 2010.

4448 Sec. 64. Section 32-291 of the general statutes is repealed and the
4449 following is substituted in lieu thereof (*Effective July 1, 2009*):

4450 (a) For the purposes described in subsection (b) of this section, the
4451 State Bond Commission shall have the power, from time to time, to
4452 authorize the issuance of bonds of the state in one or more series and
4453 in principal amounts not exceeding in the aggregate five hundred
4454 thousand dollars.

4455 (b) The proceeds of the sale of said bonds, to the extent of the
4456 amount stated in subsection (a) of this section, shall be used by the
4457 Department of [Economic and] Community Development for the
4458 purposes of section 32-290.

4459 (c) All provisions of section 3-20, or the exercise of any right or
4460 power granted thereby which are not inconsistent with the provisions
4461 of this section are hereby adopted and shall apply to all bonds
4462 authorized by the State Bond Commission pursuant to this section, and
4463 temporary notes in anticipation of the money to be derived from the
4464 sale of any such bonds so authorized may be issued in accordance with
4465 said section 3-20 and from time to time renewed. Such bonds shall

4466 mature at such time or times not exceeding twenty years from their
4467 respective dates as may be provided in or pursuant to the resolution or
4468 resolutions of the State Bond Commission authorizing such bonds.
4469 None of said bonds shall be authorized except upon a finding by the
4470 State Bond Commission that there has been filed with it a request for
4471 such authorization, which is signed by or on behalf of the Secretary of
4472 the Office of Policy and Management and states such terms and
4473 conditions as said commission, in its discretion, may require. Said
4474 bonds issued pursuant to this section shall be general obligations of the
4475 state and the full faith and credit of the state of Connecticut are
4476 pledged for the payment of the principal of and interest on said bonds
4477 as the same become due, and accordingly and as part of the contract of
4478 the state with the holders of said bonds, appropriation of all amounts
4479 necessary for punctual payment of such principal and interest is
4480 hereby made, and the Treasurer shall pay such principal and interest
4481 as the same become due.

4482 Sec. 65. Section 32-324a of the general statutes is repealed and the
4483 following is substituted in lieu thereof (*Effective July 1, 2009*):

4484 (a) There is established an account to be known as the "Connecticut
4485 qualified biodiesel producer incentive account", which shall be a
4486 separate, nonlapsing account within the General Fund. The account
4487 shall contain any moneys required by law to be deposited in the
4488 account.

4489 (b) The moneys in said account shall be expended by the
4490 Department of [Economic and] Community Development for the
4491 purpose of [administration of the] contracting with other state
4492 agencies, for-profit companies or nonprofit organizations to administer
4493 a program and providing grants to qualified biodiesel producers and
4494 qualified biodiesel distributors pursuant to sections 32-324b to 32-324f,
4495 inclusive. For the purposes of implementing this grant, the
4496 Commissioner of [Economic and] Community Development may enter
4497 into an agreement, in accordance with the provisions of chapter 55a,
4498 with a person, firm, corporation or other entity.

4499 Sec. 66. Section 32-324b of the general statutes is repealed and the
4500 following is substituted in lieu thereof (*Effective July 1, 2009*):

4501 (a) A qualified biodiesel producer shall be eligible for not more than
4502 sixty monthly grants from the Connecticut qualified biodiesel
4503 producer incentive account, established pursuant to section 32-324a.
4504 The Department of [Economic and] Community Development, in
4505 consultation with the person, firm, corporation or entity selected to
4506 implement the grant pursuant to subsection (b) of section 32-324a, if
4507 applicable, shall determine monthly grant amounts by calculating the
4508 estimated gallons of biodiesel produced during the preceding month,
4509 as certified by the Commissioner of [Economic and] Community
4510 Development, or a designee, and applying such figure to the per gallon
4511 incentive credit established in subsection (b) of this section.

4512 (b) Each qualified biodiesel producer shall be eligible for a total
4513 grant in any fiscal year equal to the following amounts: (1) For the first
4514 five million gallons of biodiesel produced, thirty cents per gallon; (2)
4515 for the second five million gallons of biodiesel produced, twenty cents
4516 per gallon; and (3) for the third five million gallons of biodiesel
4517 produced, ten cents per gallon.

4518 (c) Biodiesel produced by a qualified biodiesel producer in excess of
4519 fifteen million gallons in any fiscal year shall not be eligible for a grant
4520 pursuant to this section.

4521 Sec. 67. Section 32-324e of the general statutes is repealed and the
4522 following is substituted in lieu thereof (*Effective July 1, 2009*):

4523 A qualified biodiesel distributor shall not be eligible for a grant
4524 pursuant to section 32-324a for purposes other than to assist with
4525 purchasing equipment or constructing, modifying or retrofitting
4526 facilities, including, but not limited to, the actual costs of creating
4527 storage and distribution capacity for biodiesel during the month. No
4528 grant issued pursuant to said section 32-324a shall exceed fifty
4529 thousand dollars for any one distributor at any one site. The
4530 Department of [Economic and] Community Development, in

4531 consultation with the person, firm, corporation or entity selected to
4532 implement the grant pursuant to subsection (b) of section 32-324a, if
4533 applicable, shall create an application process and guidelines for the
4534 administration of this grant provision.

4535 Sec. 68. Section 32-324f of the general statutes is repealed and the
4536 following is substituted in lieu thereof (*Effective July 1, 2009*):

4537 The Department of [Economic and] Community Development, in
4538 consultation with the person, firm, corporation or entity selected to
4539 implement the grant pursuant to subsection (b) of section 32-324a, if
4540 applicable, shall create guidelines necessary for the administration of
4541 the provisions of this section on the progress of the grant programs
4542 administered pursuant to sections 32-324a to 32-324e, inclusive. The
4543 Department of [Economic and] Community Development, in
4544 consultation with such person, firm, corporation or entity, if
4545 applicable, shall submit an annual report, in accordance with the
4546 provisions of section 11-4a, to the joint standing committees of the
4547 General Assembly having cognizance of matters relating to energy and
4548 technology, commerce and the environment.

4549 Sec. 69. Section 32-324g of the general statutes is repealed and the
4550 following is substituted in lieu thereof (*Effective July 1, 2009*):

4551 The Department of [Economic and] Community Development shall
4552 through contracts with other state agencies, for-profit companies or
4553 nonprofit organizations administer a fuel diversification grant
4554 program to provide funding to Connecticut institutions of higher
4555 education or Connecticut institutions of agricultural research for
4556 purposes which may include, but are not limited to (1) research to
4557 promote biofuel production from agricultural products, algae and
4558 waste grease, and (2) biofuel quality testing. Said department may
4559 enter into an agreement, in accordance with the provisions of chapter
4560 55a, with a person, firm, corporation or other entity to administer such
4561 program. The Department of [Economic and] Community
4562 Development, in consultation with such person, firm, corporation or

entity, if applicable, shall create guidelines necessary for the administration of the provisions of this section. If the Department of [Economic and] Community Development selects such a person, firm, corporation or other entity to administer the program, not later than January 1, 2008, and annually thereafter, such person, firm, corporation or other entity shall submit a report to the Commissioner of [Economic and] Community Development regarding the status of such program.

Sec. 70. Section 32-324h of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2009*):

(a) The Institute for Sustainable Energy shall (1) compile and distribute educational materials regarding biodiesel to municipalities, local boards of education and private commercial entities to educate future consumers, and (2) establish and administer a Connecticut biodiesel link program to establish a database of schools, restaurants, institutional cafeterias and other institutions and businesses in the state that produce waste vegetable oil or other comparable food product suitable for conversion to biodiesel. The database shall be maintained by the Institute for Sustainable Energy and shall be made available to the public on said institute's Internet web site. Businesses interested in selling their waste vegetable oil or other comparable food product to producers of biodiesel heating and motor vehicle fuel may notify the Institute for Sustainable Energy and have their names, contact information and intentions regarding such businesses placed on said web site. The Institute for Sustainable Energy shall make reasonable efforts to facilitate contact between parties with similar interests.

(b) The Institute for Sustainable Energy shall post educational materials regarding the Connecticut biofuel link program on said institute's Internet web site, and such information shall be posted as a link on the Internet web sites of the Department of [Economic and] Community Development, the Department of Agriculture, The Connecticut Agricultural Experiment Station, The University of

4596 Connecticut Biofuel Consortium and The University of Connecticut
4597 Cooperative Extension System, including, but not limited to,
4598 information regarding the starting of a waste vegetable oil business
4599 and strategies for conducting such business.

4600 Sec. 71. Section 32-329 of the general statutes is repealed and the
4601 following is substituted in lieu thereof (*Effective July 1, 2009*):

4602 (a) For the purposes described in subsection (b) of this section, the
4603 State Bond Commission shall have the power, from time to time, to
4604 authorize the issuance of bonds of the state in one or more series and
4605 in principal amounts not exceeding in the aggregate one hundred
4606 million dollars.

4607 (b) The proceeds of the sale of said bonds, to the extent of the
4608 amount stated in subsection (a) of this section, shall be used by the
4609 Department of [Economic and] Community Development for the
4610 purposes of section 32-328.

4611 (c) All provisions of section 3-20, or the exercise of any right or
4612 power granted thereby which are not inconsistent with the provisions
4613 of this section are hereby adopted and shall apply to all bonds
4614 authorized by the State Bond Commission pursuant to this section, and
4615 temporary notes in anticipation of the money to be derived from the
4616 sale of any such bonds so authorized may be issued in accordance with
4617 said section 3-20 and from time to time renewed. Such bonds shall
4618 mature at such time or times not exceeding twenty years from their
4619 respective dates as may be provided in or pursuant to the resolution or
4620 resolutions of the State Bond Commission authorizing such bonds.
4621 None of said bonds shall be authorized except upon a finding by the
4622 State Bond Commission that there has been filed with it a request for
4623 such authorization, which is signed by or on behalf of the Secretary of
4624 the Office of Policy and Management and states such terms and
4625 conditions as said commission, in its discretion, may require. Said
4626 bonds issued pursuant to this section shall be general obligations of the
4627 state and the full faith and credit of the state of Connecticut are

pledged for the payment of the principal of and interest on said bonds as the same become due, and accordingly and as part of the contract of the state with the holders of said bonds, appropriation of all amounts necessary for punctual payment of such principal and interest is hereby made, and the Treasurer shall pay such principal and interest as the same become due.

Sec. 72. Section 32-345 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2009*):

(a) The Department of [Economic and] Community Development may establish a Connecticut development research and economic assistance matching grant program, within available appropriations and, for the purposes of providing financial aid, as defined in subdivision (4) of section 32-34, to assist: (1) Connecticut small businesses in conducting marketing-related activities to facilitate commercialization of research projects funded under the small business innovation research program or the small business technology transfer program; (2) business-led consortia or Connecticut businesses in connection with their participation in a federal technology support program; and (3) micro businesses, in conducting development and research. The department may enter into an agreement, pursuant to chapter 55a, with a person, firm, corporation or other entity to operate such program.

(b) Applications shall be submitted in the manner prescribed by the department. Each such application shall include the following: (1) The location of the principal place of business of the applicant; (2) an explanation of the intended use of the funding being applied for, the potential market for the end product of the project and the marketing strategy; and (3) such other information that the department deems necessary. Information contained in any such application submitted to the department under this section which is of a proprietary nature shall be exempt from the provisions of subsection (a) of section 1-210.

(c) In determining whether an applicant shall be selected for

4660 funding pursuant to this section, the department, or the operator, if
4661 any, selected pursuant to subsection (a) of this section, shall consider,
4662 but such consideration need not be limited to, the following factors: (1)
4663 The description of the small business innovation research project, the
4664 small business technology transfer project or the federally-supported
4665 technology project and the potential commercial applicability of such
4666 project; (2) evidence of satisfactory participation in the applicable small
4667 business innovation research program, the small business technology
4668 transfer program or the federal technology support program; (3) the
4669 potential impact of such research project on the workforce in the
4670 region where such small business is located; (4) the size of the potential
4671 market, strength of the marketing strategy, and ability of the applicant
4672 to execute the strategy and successfully commercialize the end
4673 product; and (5) the resources and record of success of the company
4674 relative to development and commercialization. Within the availability
4675 of funds, the department may provide financial aid to eligible
4676 applicants provided no business may receive more than fifty thousand
4677 dollars for any single small business innovation research project or
4678 small business technology transfer project. The department may
4679 require a business to repay such assistance or pay a multiple of the
4680 assistance to the department. All such repayments and payments shall
4681 be deposited in the Connecticut technology partnership assistance
4682 program revolving account established under section 32-346.

4683 (d) The department may establish a development, research and
4684 economic assistance matching financial aid program for micro
4685 businesses that have received federal funds for Phase II proposals
4686 under the small business innovation research program and the small
4687 business technology transfer program. Any micro business receiving
4688 financial aid under this subsection shall use such financial aid for the
4689 same purpose such micro business was awarded said federal funds.
4690 The department may enter into an agreement, pursuant to chapter 55a,
4691 with a person, firm, corporation or other entity to operate such a
4692 program.

4693 (e) On or before January 15, 2008, and annually thereafter, the

4694 Commissioner of [Economic and] Community Development shall, in
4695 consultation with the program operator, if any, submit a report on the
4696 status of the development research and economic assistance matching
4697 grant program to the chairpersons of the joint standing committee of
4698 the General Assembly having cognizance of matters relating to the
4699 Department of [Economic and] Community Development. Such report
4700 shall include, but need not be limited to, a description of the projects
4701 supported and the type of financial aid provided.

4702 Sec. 73. Section 32-348 of the general statutes is repealed and the
4703 following is substituted in lieu thereof (*Effective July 1, 2009*):

4704 (a) There is hereby established within the Department of [Economic
4705 and] Community Development a manufacturing extension service
4706 program for the purpose of awarding a grant to the Connecticut
4707 manufacturing extension partnership affiliate, which shall be known as
4708 CONNSTEP, as designated by the United States Department of
4709 Commerce National Institute of Standards and Technology.
4710 Applications for a grant under this section shall be made and grants
4711 shall be awarded in the manner and form prescribed by the
4712 commissioner. The extension service's responsibilities shall include,
4713 but not be limited to, providing training for small and medium-sized
4714 businesses in high performance work practices.

4715 (b) For the purposes described in subsection (c) of this section, the
4716 State Bond Commission shall have the power, from time to time to
4717 authorize the issuance of bonds of the state in one or more series and
4718 in principal amounts not exceeding in the aggregate four million
4719 dollars.

4720 (c) The proceeds of the sale of said bonds, to the extent of the
4721 amount stated in subsection (c) of this section, shall be used by the
4722 Commissioner of [Economic and] Community Development for the
4723 purposes of subsection (a) of this section.

4724 (d) All provisions of section 3-20, or the exercise of any right or
4725 power granted thereby which are not inconsistent with the provisions

4726 of this section are hereby adopted and shall apply to all bonds
4727 authorized by the State Bond Commission pursuant to this section, and
4728 temporary notes in anticipation of the money to be derived from the
4729 sale of any such bonds so authorized may be issued in accordance with
4730 said section 3-20 and from time to time renewed. Such bonds shall
4731 mature at such time or times not exceeding twenty years from their
4732 respective dates as may be provided in or pursuant to the resolution or
4733 resolutions of the State Bond Commission authorizing such bonds.
4734 None of said bonds shall be authorized except upon a finding by the
4735 State Bond Commission that there has been filed with it a request for
4736 such authorization, which is signed by or on behalf of the Secretary of
4737 the Office of Policy and Management and states such terms and
4738 conditions as said commission, in its discretion, may require. Said
4739 bonds issued pursuant to this section shall be general obligations of the
4740 state and the full faith and credit of the state of Connecticut are
4741 pledged for the payment of the principal of and interest on said bonds
4742 as the same become due, and accordingly and as part of the contract of
4743 the state with the holders of said bonds, appropriation of all amounts
4744 necessary for punctual payment of such principal and interest is
4745 hereby made, and the Treasurer shall pay such principal and interest
4746 as the same become due.

4747 Sec. 74. Section 32-349 of the general statutes is repealed and the
4748 following is substituted in lieu thereof (*Effective July 1, 2009*):

4749 (a) There shall be established a one-stop business registry in the
4750 Department of [Economic and] Community Development. The
4751 Secretary of the Office of Policy and Management shall coordinate the
4752 establishment of the business registry. [, which shall be operational by
4753 July 1, 1995.] The Department of [Economic and] Community
4754 Development and the Office of Policy and Management may jointly
4755 contract with private entities for purposes of implementing the
4756 provisions of this section. The registry shall provide the following
4757 services to any person, firm or corporation engaged in or intending to
4758 engage in business activities in the state: (1) Access by computer
4759 network to all applicable forms relating to registration, regulatory,

4760 licensing, permitting and approval requirements of each state agency
4761 which may have jurisdiction over the activities of such person, firm or
4762 corporation, (2) assistance in the completion of all such forms, (3)
4763 centralized collection of any fees required to be paid by the person,
4764 firm or corporation pursuant to registration, regulatory, licensing,
4765 permitting or approval requirements of state agencies and distribution
4766 to each such agency of any such fees, (4) submission of completed
4767 forms to state agencies by computer network and (5) liaison with all
4768 agencies receiving such completed forms to ensure that the forms are
4769 processed promptly.

4770 (b) For the purposes described in subsection (c) of this section, the
4771 State Bond Commission shall have the power, from time to time to
4772 authorize the issuance of bonds of the state in one or more series and
4773 in principal amounts not exceeding in the aggregate one million
4774 dollars.

4775 (c) The proceeds of the sale of said bonds, to the extent of the
4776 amount stated in subsection (b) of this section, shall be used by the
4777 Commissioner of [Economic and] Community Development for the
4778 purposes of subsection (a) of this section.

4779 (d) All provisions of section 3-20, or the exercise of any right or
4780 power granted thereby which are not inconsistent with the provisions
4781 of this section are hereby adopted and shall apply to all bonds
4782 authorized by the State Bond Commission pursuant to this section, and
4783 temporary notes in anticipation of the money to be derived from the
4784 sale of any such bonds so authorized may be issued in accordance with
4785 said section 3-20 and from time to time renewed. Such bonds shall
4786 mature at such time or times not exceeding twenty years from their
4787 respective dates as may be provided in or pursuant to the resolution or
4788 resolutions of the State Bond Commission authorizing such bonds.
4789 None of said bonds shall be authorized except upon a finding by the
4790 State Bond Commission that there has been filed with it a request for
4791 such authorization, which is signed by or on behalf of the Secretary of
4792 the Office of Policy and Management and states such terms and

4793 conditions as said commission, in its discretion, may require. Said
4794 bonds issued pursuant to this section shall be general obligations of the
4795 state and the full faith and credit of the state of Connecticut are
4796 pledged for the payment of the principal of and interest on said bonds
4797 as the same become due, and accordingly and as part of the contract of
4798 the state with the holders of said bonds, appropriation of all amounts
4799 necessary for punctual payment of such principal and interest is
4800 hereby made, and the Treasurer shall pay such principal and interest
4801 as the same become due.

4802 Sec. 75. Section 32-356 of the general statutes is repealed and the
4803 following is substituted in lieu thereof (*Effective July 1, 2009*):

4804 (a) For purposes of this section, "incubator facilities" shall have the
4805 same meaning as incubator facilities in section 32-34.

4806 (b) The Commissioner of [Economic and] Community Development
4807 shall contract with other state agencies, for-profit companies or
4808 nonprofit organizations to establish the small business incubator
4809 program to provide grants to entities operating incubator facilities, as
4810 defined in section 32-34. The Department of [Economic and]
4811 Community Development may enter into an agreement, pursuant to
4812 chapter 55a, with a person, firm, corporation or other entity to operate
4813 such program. The department, or a program operator selected
4814 pursuant to this subsection, shall, subject to the availability of funds,
4815 operate a technology-based small business incubator program. In
4816 accordance with the written guidelines developed by the department,
4817 the department or program operator, if any, may provide grants to
4818 assist small businesses operating within incubator facilities. Grants
4819 made pursuant to this section shall be used by such entities to provide
4820 operating funds and related services, including business plan
4821 preparation, assistance in acquiring financing and management
4822 counseling.

4823 (c) An entity shall submit an application for a grant pursuant to this
4824 section in the manner prescribed by the Commissioner of [Economic

4825 and] Community Development.

4826 (d) There is established an account to be known as the small
4827 business incubator account, which shall be a separate, nonlapsing
4828 account within the General Fund. The commissioner may use funds
4829 from the account to provide administrative expenses and grants
4830 pursuant to this section.

4831 (e) (1) There is established a Small Business Incubator Advisory
4832 Board. Said board shall consist of: (A) The Commissioner of [Economic
4833 and] Community Development; (B) the president of the Connecticut
4834 Development Authority and the executive director of Connecticut
4835 Innovations, Incorporated, as ex-officio nonvoting members, or their
4836 designees; (C) one member to be appointed by the Governor; (D) two
4837 members with experience in the field of technology transfer and
4838 commercialization, to be appointed by the speaker of the House of
4839 Representatives; (E) two members with experience in new product and
4840 market development, to be appointed by the president pro tempore of
4841 the Senate; (F) one member to be appointed by the majority leader of
4842 the Senate; (G) one member to be appointed by the majority leader of
4843 the House of Representatives; (H) one member with experience in seed
4844 and early stage capital investment, to be appointed by the minority
4845 leader of the House of Representatives; and (I) one member with
4846 experience in seed and early stage capital investment, to be appointed
4847 by the minority leader of the Senate. All initial appointments to said
4848 board shall be made not later than September 1, 2007.

4849 (2) The Commissioner of [Economic and] Community Development
4850 shall schedule the first meeting of said board not later than October 15,
4851 2007. Thereafter, the board shall meet at least once annually to evaluate
4852 and recommend changes to the guidelines adopted pursuant to this
4853 section.

4854 Sec. 76. Section 32-454 of the general statutes is repealed and the
4855 following is substituted in lieu thereof (*Effective July 1, 2009*):

4856 (a) Each awarding authority shall require each recipient of economic

4857 development financial assistance for a threshold project to report
4858 annually to the authority on its progress toward achieving the public
4859 policy objectives which they have agreed to under subsection (b) of
4860 section 32-453. The awarding authority shall provide a copy of such
4861 report (1) to the chief elected official of the municipality in which the
4862 project will be located, upon the request of such official, and (2) to any
4863 employee representatives of the business, upon the request of such
4864 representatives.

4865 (b) Upon submitting each biannual report required under
4866 subsection (c) of section 32-11a or section 32-47a, each awarding
4867 authority under said provisions shall transmit a report on each
4868 threshold project (1) to the chief elected official of each municipality in
4869 which the project is located, upon the request of such official, and (2) to
4870 any employee representatives of the business, upon the request of such
4871 representatives. Each report shall include a notice indicating that (A)
4872 the information in the report is also being submitted to the joint
4873 standing committees of the General Assembly having cognizance of
4874 matters relating to the Department of [Economic and] Community
4875 Development, appropriations and capital bonding, and (B) comments,
4876 including comments on employee and community participation in
4877 implementing the project, may be submitted to such committees.

4878 Sec. 77. Section 32-462 of the general statutes is repealed and the
4879 following is substituted in lieu thereof (*Effective July 1, 2009*):

4880 (a) As used in this section:

4881 (1) "Agency" means the Department of [Economic and] Community
4882 Development, the Connecticut Development Authority or Connecticut
4883 Innovations, Incorporated.

4884 (2) "Financial assistance" means grants, loans, loan guarantees,
4885 contracts of insurance, investments, or combinations thereof, which are
4886 provided from the proceeds of bonds, notes or other obligations of the
4887 state or an agency which constitute a debt or liability of the state or
4888 which are secured by a special capital reserve fund payable from

4889 amounts appropriated or deemed appropriated from the General
4890 Fund.

4891 (3) "Applicant" means any eligible applicant seeking financial
4892 assistance from an agency for a business project. The term "applicant"
4893 shall not include any political subdivision of the state.

4894 (4) "Business project" means a business proposal undertaken by one
4895 or more applicants, but does not include housing unless undertaken in
4896 combination with another unrelated type of business.

4897 (5) "Biotechnology business project" means any commercial project
4898 to be used or occupied by any person to conduct laboratory activity
4899 relating to, or the research, development or manufacture of,
4900 biologically active molecules or devices that apply to, affect or analyze
4901 biological processes.

4902 (b) (1) No agency or agencies may award more than a total of ten
4903 million dollars of financial assistance during any two-year period to an
4904 applicant or for a business project unless such financial assistance is
4905 specifically authorized by an act of the General Assembly which has
4906 been enacted before, on or after July 1, 1994. (2) The provisions of
4907 subdivision (1) of this subsection shall not apply to any awards funded
4908 or to be funded by bonds authorized to be issued by the State Bond
4909 Commission before July 1, 1994.

4910 (c) Notwithstanding the provisions of subsection (b) of this section,
4911 no agency or agencies may award more than twenty million dollars of
4912 financial assistance for a biotechnology business project during any
4913 two-year period unless such financial assistance is specifically
4914 authorized by an act of the General Assembly which has been enacted
4915 before, on or after July 1, 2001.

4916 Sec. 78. Section 32-480 of the general statutes is repealed and the
4917 following is substituted in lieu thereof (*Effective July 1, 2009*):

4918 The Department of [Economic and] Community Development, the

4919 Labor Department, the Connecticut Development Authority and
4920 Connecticut Innovations, Incorporated shall, when appropriate,
4921 encourage persons, firms and corporations which contact said
4922 departments or authorities for financial assistance to utilize high
4923 performance work practices in their business operations.

4924 Sec. 79. Section 32-500 of the general statutes is repealed and the
4925 following is substituted in lieu thereof (*Effective July 1, 2009*):

4926 As used in sections 32-500 to 32-512, inclusive:

4927 (1) "Authority" means the Connecticut Development Authority;

4928 (2) "Commissioner" means the Commissioner of [Economic and]
4929 Community Development;

4930 (3) "Department" means Department of [Economic and] Community
4931 Development;

4932 (4) "Export" means the sale of goods or services by a business in
4933 Connecticut to a person, firm or corporation in another country;

4934 (5) "Financial assistance" means grants, extensions of credit, loans or
4935 loan guarantees or combinations thereof;

4936 (6) "Participation fee" means a fee paid to the state to compensate for
4937 expenses incurred by the state in organizing a trade show;

4938 (7) "Recruitment" means the recruitment of foreign investment to
4939 the state;

4940 (8) "Small and medium-sized company" means a business having
4941 not more than two hundred fifty employees;

4942 (9) "State" means the state of Connecticut;

4943 (10) "Success fee" means a fee paid to the department by a company
4944 which receives a contract to export goods or services as a result of
4945 assistance from the department;

4946 (11) "Trade consortium" means an industry cluster grouping of two
4947 or more companies, with or without university partners, working as a
4948 unified organization for the purpose of promoting and managing the
4949 exports of participating companies;

4950 (12) "Trade development company" means a business that assists
4951 small and medium-sized companies in entering foreign markets; and

4952 (13) "Trade representative" means a commercial trade representative
4953 in important world markets.

4954 Sec. 80. Section 32-501 of the general statutes is repealed and the
4955 following is substituted in lieu thereof (*Effective July 1, 2009*):

4956 (a) The commissioner shall have jurisdiction over the coordination
4957 of trade development activities in the state. The commissioner shall
4958 contract with other state entities, for-profit companies or nonprofit
4959 organizations to provide services related to initiate, conduct and
4960 coordinate the implementation of Department of [Economic and]
4961 Community Development programs to promote and assist Connecticut
4962 businesses with international trade. The commissioner shall be
4963 responsible for planning, developing and administering such
4964 programs and may adopt regulations in accordance with the
4965 provisions of chapter 54 to carry out the purposes of sections 32-500 to
4966 32-512, inclusive.

4967 (b) The commissioner may give priority in such programs to
4968 promoting and assisting Connecticut businesses with regard to trade
4969 with African countries with whom the United States has diplomatic
4970 relations.

4971 Sec. 81. Section 32-502 of the general statutes is repealed and the
4972 following is substituted in lieu thereof (*Effective July 1, 2009*):

4973 [There is hereby established within the] The Department of
4974 [Economic and] Community Development may contract with other
4975 state entities, for-profit companies or nonprofit organizations to

4976 provide services related to establish an export extension service
4977 program for the purpose of awarding, within available resources, a
4978 grant to a public, private or nonprofit entity for the purpose of
4979 certifying, training and overseeing broker agents who shall have
4980 expertise in export transactions and shall provide outreach and
4981 technical services to businesses that either have not engaged in
4982 exporting or have only recently begun exporting.

4983 Sec. 82. Section 32-511 of the general statutes is repealed and the
4984 following is substituted in lieu thereof (*Effective July 1, 2009*):

4985 (a) There is established a Connecticut International Trade Council.
4986 The council shall consist of: (1) Six members appointed by the
4987 Governor, two of whom shall have expertise in the field of export
4988 financing; (2) (A) the chairpersons and ranking members of the joint
4989 standing committee of the General Assembly having cognizance of
4990 matters relating to the Department of [Economic and] Community
4991 Development, or (B) their designees, who may be members of the
4992 General Assembly; (3) one member appointed by the president pro
4993 tempore of the Senate, who shall have expertise in the field of export
4994 financing; (4) one member appointed by the majority leader of the
4995 Senate; (5) one member appointed by the minority leader of the Senate;
4996 (6) one member appointed by the speaker of the House of
4997 Representatives; (7) one member appointed by the majority leader of
4998 the House of Representatives; and (8) one member appointed by the
4999 minority leader of the House of Representatives, who shall have
5000 expertise in the field of export financing. All members of the council,
5001 except the members described in subparagraph (A) of subdivision (2)
5002 of this subsection, shall have expertise in the field of business or
5003 international trade. All appointments to the council shall be made
5004 within thirty days after July 1, 1994. The term of each appointed or
5005 designated member of the council shall be coterminous with the term
5006 of the appointing authority. The council shall elect a chairperson and a
5007 vice-chairperson from among its members. Any person absent from
5008 (A) three consecutive meetings of the council or (B) fifty per cent of
5009 such meetings during any calendar year shall be deemed to have

5010 resigned from the council, effective immediately. Any vacancy on the
5011 council shall be filled by the appointing authority. Members of the
5012 council shall serve without compensation but shall, within the limits of
5013 available funds, be reimbursed for expenses necessarily incurred in the
5014 performance of their duties. The council shall meet as often as deemed
5015 necessary by the chairperson or a majority of the council.

5016 (b) The council shall advise the Commissioner of [Economic and]
5017 Community Development and the joint standing committee of the
5018 General Assembly having cognizance of matters relating to the
5019 Department of [Economic and] Community Development concerning
5020 (1) more efficient use of existing infrastructure to address the needs of
5021 importing and exporting businesses in Connecticut, and (2) programs
5022 for promoting the growth of such businesses, including but not limited
5023 to, (A) foreign trade zones and interstate foreign trade zones, (B) state,
5024 federal and interstate enterprise zones, and (C) bonded warehouses.
5025 Not later than January fifteenth, annually, the council shall submit a
5026 report on its findings to the Governor and such committee.

5027 (c) The council may receive and use such funds as may be available
5028 from federal, state or other sources and may enter into contracts to
5029 carry out the purposes of this section.

5030 (d) The council may, subject to the provisions of chapter 67, employ
5031 any necessary staff within available appropriations.

5032 (e) The four members of the council required to have expertise in
5033 the field of export financing shall constitute a trade advisory
5034 subcommittee of the council.

5035 Sec. 83. Section 32-616 of the general statutes is repealed and the
5036 following is substituted in lieu thereof (*Effective July 1, 2009*):

5037 (a) For the purposes described in subsection (b) of this section the
5038 State Bond Commission shall have power, from time to time but in no
5039 case later than June 30, 2009, to authorize the issuance of bonds of the
5040 state, in one or more series and in principal amounts and in the

5041 aggregate not exceeding one hundred fifteen million dollars and such
5042 additional amounts as may be required in connection with the costs of
5043 issuance of the bonds including bond anticipation, temporary and
5044 interim notes, the proceeds of which shall be used by the State
5045 Treasurer to pay the costs of issuance, provided in computing the total
5046 amount of bonds which may at any one time be outstanding, the
5047 principal amount of any refunding bonds issued to refund bonds shall
5048 be excluded.

5049 (b) The proceeds of the sale of said bonds, to the extent of the
5050 amount stated in subsection (a) of this section, shall be used by the
5051 Department of [Economic and] Community Development for grants-
5052 in-aid for capital city projects as follows:

5053 (1) For the Civic Center and coliseum complex renovation and
5054 rejuvenation project, not exceeding fifteen million dollars;

5055 (2) For the riverfront infrastructure development and improvement
5056 project, not exceeding twenty-five million dollars provided no amount
5057 shall be issued under this subdivision until the Commissioner of
5058 [Economic and] Community Development certifies to the State Bond
5059 Commission that it has received a commitment by agreement, contract
5060 or other legally enforceable instrument with private investors or
5061 developers for a minimum private investment equal to the amount of
5062 bonds at the time such bonds are issued pursuant to this subdivision
5063 taken together with any previous commitments; and provided further,
5064 twelve million dollars of said authorization shall be effective July 1,
5065 1999, seven million dollars of said authorization shall be effective July
5066 1, 2001, and three million dollars of said authorization shall be effective
5067 July 1, 2003;

5068 (3) For housing rehabilitation and new construction projects, as
5069 defined in subparagraph (E) (i) of subdivision (2) of section 32-600, not
5070 exceeding thirty-five million dollars, provided seven million dollars of
5071 said authorization shall be effective July 1, 1999, fourteen million
5072 dollars of said authorization shall be effective July 1, 2000, fourteen

5073 million dollars of said authorization shall be effective July 1, 2001, and
5074 four million dollars of said authorization shall be effective July 1, 2003;

5075 (4) For demolition or redevelopment projects, as defined in
5076 subparagraph (E) (ii) of subdivision (2) of section 32-600, not exceeding
5077 twenty-five million dollars, provided seven million dollars of said
5078 authorization shall be effective July 1, 1999, eight million dollars of
5079 said authorization shall be effective July 1, 2000, five million dollars of
5080 said authorization shall be effective July 1, 2001, and three million
5081 dollars of said authorization shall be effective July 1, 2003;

5082 (5) For parking projects, as defined in subparagraph (F) of
5083 subdivision (2) of section 32-600, not exceeding fifteen million dollars
5084 provided five million dollars of said authorization shall be effective
5085 July 1, 1999, and five million dollars of said authorization shall be
5086 effective July 1, 2000.

5087 (c) All provisions of section 3-20 or the exercise of any right or
5088 power granted thereby which are not inconsistent with the provisions
5089 of this section are hereby adopted and shall apply to all bonds
5090 authorized by the State Bond Commission pursuant to said section 3-
5091 20, and temporary or interim notes in anticipation of the money to be
5092 derived from the sale of any such bonds so authorized may be issued
5093 in accordance with said section 3-20, and from time to time renewed
5094 provided no filings required by subparagraphs (A) and (B) of
5095 subdivision (1) of subsection (g) of said section 3-20 shall be required.
5096 Such bonds shall mature at such time or times not exceeding twenty
5097 years from either their respective dates. None of said bonds shall be
5098 authorized except upon a finding by the State Bond Commission that
5099 there has been filed with it a request for such authorization, which is
5100 signed by the Secretary of the Office of Policy and Management stating
5101 such terms and conditions as said commission, in its discretion, may
5102 require. Such bonds issued pursuant to section 32-614 shall be general
5103 obligations of the state and the full faith and credit of the state of
5104 Connecticut are pledged for the payment of the principal of and
5105 interest on such bonds, including temporary or interim notes, as the

5106 same become due, and accordingly and as part of the contract of the
5107 state with the holders of such bonds, appropriation of all amounts
5108 necessary for punctual payment of such principal and interest is
5109 hereby made including with respect to interest on temporary or
5110 interim notes and principal thereof to the extent not funded with
5111 renewals thereof or bonds, and the State Treasurer shall pay such
5112 principal and interest as the same become due.

5113 (d) For the purposes of this section "state moneys" means the
5114 proceeds of the sale of bonds authorized pursuant to section 3-20 or of
5115 temporary or interim notes issued in anticipation of the moneys to be
5116 derived from the sale of such bonds. Request filed for an authorization
5117 of bonds shall identify the project for which the proceeds of the sale of
5118 such bonds are to be used and expended and, if applicable, shall
5119 include the recommendation of the secretary as to the extent to which
5120 federal, private or other moneys then available or thereafter to be
5121 made available for costs in connection with such project should be
5122 added to the state moneys available or becoming available hereunder
5123 for such project. If the request includes a recommendation that some
5124 amount of such federal, private or other moneys should be added to
5125 such state moneys, then, if and to the extent directed by the State Bond
5126 Commission at the time of authorization of such bonds, said amount of
5127 such federal, private or other moneys then available or thereafter to be
5128 made available for costs in connection with such project may be added
5129 to any state moneys available or becoming available hereunder for
5130 such project and be used for such project as if constituting such state
5131 moneys, and any other federal, private or other moneys then available
5132 or thereafter to be made available for costs in connection with such
5133 project, if and to the extent from time to time directed by the State
5134 Bond Commission, upon receipt shall, in conformity with applicable
5135 federal and state law, be used for the purposes for which such other
5136 moneys are received in accordance with the proceedings of the State
5137 Bond Commission, and otherwise by the State Treasurer to meet the
5138 principal of outstanding bonds issued pursuant to this section or to
5139 meet the principal of temporary or interim notes issued in anticipation

5140 of the money to be derived from the sale of bonds theretofore
5141 authorized pursuant to said section 3-20 for the purpose of financing
5142 such costs, either by purchase or redemption and cancellation of such
5143 bonds or notes or by payment thereof at maturity. Whenever any of
5144 the federal, private or other moneys so received with respect to such
5145 project are used to meet principal of such temporary or interim notes
5146 or whenever principal on any such temporary or interim notes is
5147 retired by application of revenue receipts of the state, the amount of
5148 bonds theretofore authorized in anticipation of which such temporary
5149 or interim notes were issued, and the aggregate amount of bonds
5150 which may be authorized pursuant to this section, shall each be
5151 reduced by the amount of the principal so met or retired. Pending use
5152 of the federal, private or other moneys so received to meet principal as
5153 hereinabove directed, the amount thereof may be invested by, or at the
5154 direction of, the State Treasurer in bonds or obligations of, or
5155 guaranteed by, the state or the United States or agencies or
5156 instrumentalities of the United States, or in accordance with the
5157 provisions of said section 3-20, and shall be deemed to be part of the
5158 debt retirement funds of the state, and net earnings on such
5159 investments shall be used in the same manner as the said moneys so
5160 invested.

5161 (e) Any balance of proceeds of the sale of said bonds authorized by
5162 this section in excess of the aggregate costs of the project so authorized
5163 shall be used to meet interest and principal amounts as the same
5164 become due on said bonds authorized.

5165 (f) Net earnings on investment of proceeds, accrued interest and
5166 premiums on the issuance of any of such bonds authorized by this
5167 section after payment of expenses incurred by the State Treasurer or
5168 State Bond Commission in connection with their issuance, if any, shall
5169 be used to meet interest and principal amounts as the same become
5170 due on said bonds authorized.

5171 Sec. 84. Section 32-701 of the general statutes is repealed and the
5172 following is substituted in lieu thereof (*Effective July 1, 2009*):

5173 (a) The terms and conditions of any agreement for state assistance
5174 under any program of the general statutes to a business entity
5175 operated for profit administered by the Department of [Economic and]
5176 Community Development, Connecticut Development Authority and
5177 Connecticut Innovations, Incorporated, shall include provisions for (1)
5178 specific goals for the creation and retention of full-time and part-time
5179 jobs and for periodic reports by the recipient on progress in achieving
5180 such goals if the primary purpose of the state assistance is job creation
5181 or retention, and (2) a requirement that an applicant for any type of
5182 state assistance, except grants and loans of a term of less than one year,
5183 provide the agency with appropriate security for such financial
5184 assistance, including, but not limited to, a letter of credit, a lien on real
5185 property or a security interest in goods, equipment, inventory or other
5186 property of any kind and that the recipient of such state assistance will
5187 remain in substantial material compliance with state and federal law.

5188 (b) If a recipient fails to create or retain the number of jobs in this
5189 state stipulated in an agreement for state assistance and such failure is
5190 due to circumstances within the control of such recipient, the recipient
5191 shall repay an amount that is in proportion to the number of jobs that
5192 it failed to create or retain unless the awarding authority deems it is in
5193 the best interests of the state or the community in which the recipient
5194 is located to revise such job creation goals. In such event, the parties
5195 shall enter into a revised agreement subject to the approvals required
5196 by subsection (c) of this section. Upon request of the awarding
5197 authority, a recipient shall provide information necessary to determine
5198 compliance with this section, including information showing the
5199 compensation paid to employees on jobs created as a result of the state
5200 assistance.

5201 (c) The awarding authority, in its discretion, may modify the terms
5202 and conditions of any state assistance, including, but not limited to,
5203 forgiveness of repayment of a loan, revision of job creation and
5204 retention goals or changes to interest rates, provided such awarding
5205 authority notifies the State Bond Commission or the appropriate board
5206 of directors, if any, of the modification.

5207 Sec. 85. Section 32-718 of the general statutes is repealed and the
5208 following is substituted in lieu thereof (*Effective July 1, 2009*):

5209 The Department of [Economic and] Community Development,
5210 Connecticut Innovations, Incorporated, The University of Connecticut,
5211 the Connecticut Development Authority and the Office of Workforce
5212 Competitiveness may use up to ten million dollars of their existing
5213 resources for plan implementation and to provide a catalyst for an
5214 additional forty million dollars of private investment. The plan for
5215 how these funds will be applied and how they will leverage the
5216 private money shall be presented to and approved by the State Bond
5217 Commission.

5218 Sec. 86. Subsection (f) of section 47-88b of the general statutes is
5219 repealed and the following is substituted in lieu thereof (*Effective July*
5220 *1, 2009*):

5221 (f) Any declarant of a conversion condominium shall, in addition to
5222 the filing required by section 47-71, file with the [Department of
5223 Economic and Community Development] Connecticut Housing
5224 Finance Authority within one hundred twenty days of the giving of
5225 the notice required by subsection (b) of this section: (1) A copy of the
5226 declaration and the public offering statement submitted to each tenant,
5227 and (2) a sworn statement that each tenant who is entitled to receive
5228 notice under subsection (b) of this section and has not exercised his
5229 option to buy has received the notice required by subsection (b) of this
5230 section and has received relocation assistance which has included
5231 information on the availability of alternate housing, financing
5232 programs and federal, state and municipal housing assistance and the
5233 availability of moving and relocation expenses under section 47-88d, or
5234 that reasonable efforts have been made to provide such relocation
5235 assistance to such tenant. If at the time of such filing all of the tenants
5236 have not received notice under subsection (b) of this section, the
5237 declarant shall file subsequent sworn statements with the [department]
5238 authority within one hundred twenty days of the date notice was
5239 given to a tenant. The [department] authority shall charge a fee of two

dollars per unit converted for such filing. The [Commissioner of Economic and Community Development shall adopt regulations in accordance with chapter 54 within ninety days of May 7, 1980] authority shall adopt written procedures, in accordance with section 1-121, to determine the type of information to be included in such relocation assistance.

Sec. 87. Section 47-284 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2009*):

(a) At least nine months before a conversion tenant will be required to vacate a converted unit, other than for reasons permitted by subsection (b) of section 47a-23c, and, if a tenant has a purchase right pursuant to section 47-285, at least ninety days prior to the sale of the converted unit by the declarant to a person other than a conversion tenant, a declarant shall give that tenant a conversion notice and provide that tenant with a public offering statement when otherwise required by section 47-263 or 47-267.

(b) The conversion notice shall inform a tenant of: (1) The date the declarant converted, or intends to convert, the building to a common interest form of ownership; (2) the right of the tenant during the transition period to protection from eviction; (3) the exclusive right of the tenant, as described in section 47-285, to purchase his converted unit during the first ninety days after receipt of the conversion notice; (4) the right of the tenant, as described in section 47-286, to terminate his tenancy and abandon his converted unit on thirty days notice, and the right of each qualified tenant, as described in section 47-287, to a relocation payment; (5) the availability from the Department of [Economic and] Community Development of information concerning governmental assistance to (A) purchase the converted unit or alternative housing, or (B) find, and relocate to, alternative housing; and (6) the address and [phone] telephone number for information concerning the availability of relocation payments and for information from the Department of [Economic and] Community Development concerning governmental assistance.

5273 (c) The conversion notice and public offering statement shall be
5274 hand-delivered or sent by certified mail, return receipt requested, to
5275 the address of the dwelling unit and to any other mailing address
5276 provided by a tenant.

5277 Sec. 88. Section 47-288 of the general statutes is repealed and the
5278 following is substituted in lieu thereof (*Effective July 1, 2009*):

5279 (a) If a common interest community contains or will contain any
5280 conversion building, or any land currently or formerly in a mobile
5281 manufactured home park, in which any unit was last occupied as a
5282 dwelling unit, the declarant, prior to creating such common interest
5283 community, shall register such common interest community and each
5284 dwelling unit therein with the Commissioner of [Economic and]
5285 Community Development in such manner as the commissioner may
5286 prescribe by regulations adopted pursuant to section 47-295. The
5287 declarant's registration shall be accompanied by a registration fee of
5288 fifty dollars per dwelling unit being converted. No declarant shall offer
5289 to sell, sell or otherwise dispose of a unit in a common interest
5290 community until such registration is filed and such registration fees
5291 are paid.

5292 (b) At the time of giving a conversion notice, the declarant shall
5293 send a copy of the conversion notice to the Commissioner of
5294 [Economic and] Community Development, together with: (1) The
5295 address of the property; (2) the number of occupied dwelling units in
5296 the property on the day of the notice; (3) the number of dwelling units
5297 in the property on the day of the notice; and (4) the number of
5298 dwelling units in the property occupied at any time during the
5299 preceding twelve months.

5300 (c) The Commissioner of [Economic and] Community Development,
5301 in addition to taking any action authorized by section 47-294, shall
5302 require the declarant to (1) provide the Department of [Economic and]
5303 Community Development with a copy of the public offering statement,
5304 and (2) distribute to tenants any material which the commissioner has

5305 prepared regarding the availability of governmental assistance.

5306 (d) Within six months of giving the conversion notice, the declarant
5307 shall notify the Commissioner of [Economic and] Community
5308 Development of: (1) The number of tenants who purchased their
5309 dwelling units or, in the case of a mobile manufactured home park,
5310 who purchased the space or lot upon which their dwelling units sit; (2)
5311 the number of tenants who stayed in their dwelling units and did not
5312 purchase; (3) the number of tenants who moved; (4) the number of
5313 moving tenants who received a relocation payment under section 47-
5314 287; and (5) the number of tenants against whom summary process
5315 proceedings were begun.

5316 (e) The notification to the Commissioner of [Economic and]
5317 Community Development pursuant to subsection (d) of this section
5318 shall be accompanied by a statement of the declarant, certified as true
5319 under penalty of false statement, that, to the best of his knowledge and
5320 belief, all tenants entitled to a relocation payment under section 47-287
5321 received such payment. If any tenant entitled to a relocation payment
5322 did not receive it, the statement shall describe why the payment was
5323 not made.

5324 Sec. 89. Section 47a-56k of the general statutes is repealed and the
5325 following is substituted in lieu thereof (*Effective July 1, 2009*):

5326 (a) The State Bond Commission shall have power, in accordance
5327 with the provisions of this section, from time to time to authorize the
5328 issuance of bonds of the state in one or more series and in principal
5329 amounts not exceeding in the aggregate three hundred thousand
5330 dollars, the proceeds of the sale of which shall be used by the
5331 [Department of Economic and Community Development] Connecticut
5332 Housing Finance Authority to provide funds for the Housing
5333 Receivership Revolving Fund established in accordance with section
5334 47a-56i, provided not more than two hundred thousand dollars may be
5335 expended from said fund in any single municipality.

5336 (b) All provisions of section 3-20 or the exercise of any right or

5337 power granted thereby which are not inconsistent with the provisions
5338 of this section are hereby adopted and shall apply to all bonds
5339 authorized by the State Bond Commission pursuant to this section, and
5340 temporary notes in anticipation of the money to be derived from the
5341 sale of any such bonds so authorized may be issued in accordance with
5342 said section 3-20 and from time to time renewed. Such bonds shall
5343 mature at such time or times not exceeding twenty years from their
5344 respective dates as may be provided in or pursuant to the resolution or
5345 resolutions of the State Bond Commission authorizing such bonds.
5346 None of such bonds shall be authorized except upon a finding by the
5347 State Bond Commission that there has been filed with it a request for
5348 such authorization which is signed by or on behalf of the
5349 [Commissioner of Economic and Community Development] executive
5350 director of the Connecticut Housing Finance Authority and states such
5351 terms and conditions as said commission in its discretion may require.
5352 Such bonds issued pursuant to this section shall be general obligations
5353 of the state and the full faith and credit of the state of Connecticut are
5354 pledged for the payment of the principal of and interest on such bonds
5355 as the same become due, and accordingly and as part of the contract of
5356 the state with the holders of such bonds, appropriation of all amounts
5357 necessary for punctual payment of such principal and interest is
5358 hereby made and the Treasurer shall pay such principal and interest as
5359 the same become due.

5360 Sec. 90. Subsection (d) of section 2c-2b of the general statutes is
5361 repealed and the following is substituted in lieu thereof (*Effective July*
5362 *1, 2009*):

5363 (d) The following governmental entities and programs are
5364 terminated, effective July 1, 2013, unless reestablished in accordance
5365 with the provisions of section 2c-10:

5366 (1) State Insurance and Risk Management Board, established under
5367 section 4a-19;

5368 (2) Connecticut Marketing Authority, established under section 22-

- 5369 63;
- 5370 (3) Occupational Safety and Health Review Commission,
5371 established under section 31-376;
- 5372 (4) Connecticut Siting Council, established under section 16-50j;
- 5373 (5) Connecticut Public Transportation Commission, established
5374 under section 13b-11a;
- 5375 (6) State Board of Accountancy, established under section 20-280;
- 5376 (7) Repealed by P.A. 99-73, S. 10;
- 5377 (8) Repealed by P.A. 85-613, S. 153, 154;
- 5378 (9) State Milk Regulation Board, established under section 22-131;
- 5379 (10) Deleted by P.A. 99-73, S. 1;
- 5380 (11) Council on Environmental Quality, established under section
5381 22a-11;
- 5382 (12) Repealed by P.A. 85-613, S. 153, 154;
- 5383 (13) Repealed by P.A. 83-487, S. 32, 33;
- 5384 (14) Employment Security Board of Review, established under
5385 section 31-237c;
- 5386 (15) Repealed by P.A. 85-613, S. 153, 154;
- 5387 (16) Connecticut Energy Advisory Board, established under section
5388 16a-3;
- 5389 (17) Connecticut Solid Waste Management Advisory Council,
5390 established under subsection (a) of section 22a-279;
- 5391 (18) Investment Advisory Council, established under section 3-13b;
- 5392 (19) State Properties Review Board, established under subsection (a)

5393 of section 4b-3;

5394 (20) Commission on Human Rights and Opportunities, established
5395 under section 46a-52;

5396 (21) The coastal management program, established under chapter
5397 444;

5398 (22) Department of [Economic and] Community Development,
5399 established under sections 4-38c and 8-37r;

5400 (23) Family support grant program of the Department of Social
5401 Services, established under section 17b-616;

5402 (24) Program of regulation of occupational therapists, established
5403 under chapter 376a;

5404 (25) Repealed by P.A. 85-613, S. 153, 154;

5405 (26) Architectural Licensing Board, established under section 20-289;

5406 (27) Repealed by June Sp. Sess. P.A. 01-5, S. 17, 18; and

5407 (28) The Connecticut Transportation Strategy Board.

5408 Sec. 91. Section 4-38c of the general statutes is repealed and the
5409 following is substituted in lieu thereof (*Effective July 1, 2009*):

5410 There shall be within the executive branch of state government the
5411 following departments: Office of Policy and Management, Department
5412 of Administrative Services, Department of Revenue Services,
5413 Department of Banking, Department of Agriculture, Department of
5414 Children and Families, Department of Consumer Protection,
5415 Department of Correction, Department of [Economic and] Community
5416 Development, State Board of Education, Department of Emergency
5417 Management and Homeland Security, Department of Environmental
5418 Protection, Department of Public Health, Board of Governors of
5419 Higher Education, Insurance Department, Labor Department,
5420 Department of Mental Health and Addiction Services, Department of

5421 Developmental Services, Department of Public Safety, Department of
5422 Social Services, Department of Transportation, Department of Motor
5423 Vehicles, Department of Veterans' Affairs, Department of Public
5424 Works and Department of Public Utility Control.

5425 Sec. 92. Section 4-66c of the general statutes is repealed and the
5426 following is substituted in lieu thereof (*Effective July 1, 2009*):

5427 (a) For the purposes of subsection (b) of this section, the State Bond
5428 Commission shall have power, from time to time to authorize the
5429 issuance of bonds of the state in one or more series and in principal
5430 amounts not exceeding in the aggregate one billion one hundred
5431 seventy-two million four hundred eighty-seven thousand five hundred
5432 forty-four dollars, provided twenty million dollars of said
5433 authorization shall be effective July 1, 2008. All provisions of section 3-
5434 20, or the exercise of any right or power granted thereby, which are not
5435 inconsistent with the provisions of this section, are hereby adopted
5436 and shall apply to all bonds authorized by the State Bond Commission
5437 pursuant to this section, and temporary notes in anticipation of the
5438 money to be derived from the sale of any such bonds so authorized
5439 may be issued in accordance with said section 3-20 and from time to
5440 time renewed. Such bonds shall mature at such time or times not
5441 exceeding twenty years from their respective dates as may be provided
5442 in or pursuant to the resolution or resolutions of the State Bond
5443 Commission authorizing such bonds. None of said bonds shall be
5444 authorized except upon a finding by the State Bond Commission that
5445 there has been filed with it a request for such authorization, which is
5446 signed by or on behalf of the Secretary of the Office of Policy and
5447 Management and states such terms and conditions as said commission
5448 in its discretion may require. Said bonds issued pursuant to this
5449 section shall be general obligations of the state and the full faith and
5450 credit of the state of Connecticut are pledged for the payment of the
5451 principal of and interest on said bonds as the same become due, and
5452 accordingly as part of the contract of the state with the holders of said
5453 bonds, appropriation of all amounts necessary for punctual payment
5454 of such principal and interest is hereby made, and the Treasurer shall

5455 pay such principal and interest as the same become due.

5456 (b) (1) The proceeds of the sale of said bonds, to the extent
5457 hereinafter stated, shall be used, subject to the provisions of
5458 subsections (c) and (d) of this section, for the purpose of redirecting,
5459 improving and expanding state activities which promote community
5460 conservation and development and improve the quality of life for
5461 urban residents of the state as hereinafter stated: (A) For the
5462 Department of [Economic and] Community Development: Economic
5463 and community development projects, including administrative costs
5464 incurred by the Department of [Economic and] Community
5465 Development, not exceeding sixty-seven million five hundred ninety-
5466 one thousand six hundred forty-two dollars, one million dollars of
5467 which shall be used for a grant to the development center program and
5468 the nonprofit business consortium deployment center approved
5469 pursuant to section 32-411; (B) for the Department of Transportation:
5470 Urban mass transit, not exceeding two million dollars; (C) for the
5471 Department of Environmental Protection: Recreation development and
5472 solid waste disposal projects, not exceeding one million nine hundred
5473 ninety-five thousand nine hundred two dollars; (D) for the Department
5474 of Social Services: Child day care projects, elderly centers, shelter
5475 facilities for victims of domestic violence, emergency shelters and
5476 related facilities for the homeless, multipurpose human resource
5477 centers and food distribution facilities, not exceeding thirty-nine
5478 million one hundred thousand dollars, provided four million dollars of
5479 said authorization shall be effective July 1, 1994; (E) for the
5480 [Department of Economic and Community Development] Connecticut
5481 Housing Finance Authority: Housing projects, not exceeding three
5482 million dollars; (F) for the Office of Policy and Management: (i) Grants-
5483 in-aid to municipalities for a pilot demonstration program to leverage
5484 private contributions for redevelopment of designated historic
5485 preservation areas, not exceeding one million dollars; (ii) grants-in-aid
5486 for urban development projects including economic and community
5487 development, transportation, environmental protection, public safety,
5488 children and families and social services projects and programs,

5489 including, in the case of economic and community development
5490 projects administered on behalf of the Office of Policy and
5491 Management by the Department of [Economic and] Community
5492 Development or the Connecticut Housing Finance Authority,
5493 administrative costs incurred by the Connecticut Housing Finance
5494 Authority or the Department of [Economic and] Community
5495 Development, not exceeding one billion fifty-seven million eight
5496 hundred thousand dollars, provided twenty million dollars of said
5497 authorization shall be effective July 1, 2008.

5498 (2) (A) Five million dollars of the grants-in-aid authorized in
5499 subparagraph (F)(ii) of subdivision (1) of this subsection may be made
5500 available to private nonprofit organizations for the purposes described
5501 in said subparagraph (F)(ii). (B) Twelve million dollars of the grants-in-
5502 aid authorized in subparagraph (F)(ii) of subdivision (1) of this
5503 subsection may be made available for necessary renovations and
5504 improvements of libraries. (C) Five million dollars of the grants-in-aid
5505 authorized in subparagraph (F)(ii) of subdivision (1) of this subsection
5506 shall be made available for small business gap financing. (D) Ten
5507 million dollars of the grants-in-aid authorized in subparagraph (F)(ii)
5508 of subdivision (1) of this subsection may be made available for regional
5509 economic development revolving loan funds. (E) One million four
5510 hundred thousand dollars of the grants-in-aid authorized in
5511 subparagraph (F)(ii) of subdivision (1) of this subsection shall be made
5512 available for rehabilitation and renovation of the Black Rock Library in
5513 Bridgeport. (F) Two million five hundred thousand dollars of the
5514 grants-in-aid authorized in subparagraph (F)(ii) of subdivision (1) of
5515 this subsection shall be made available for site acquisition, renovation
5516 and rehabilitation for the Institute for the Hispanic Family in Hartford.

5517 (c) Any proceeds from the sale of bonds authorized pursuant to
5518 subsections (a) and (b) of this section or of temporary notes issued in
5519 anticipation of the moneys to be derived from the sale of such bonds
5520 may be used to fund grants-in-aid to municipalities or the grant-in-aid
5521 programs of said departments, including, but not limited to, financial
5522 assistance and expenses authorized under chapters 128, 129, 130, 133,

136 and 298, and section 16a-40a, provided any such program shall be implemented in an eligible municipality or is for projects in other municipalities which the State Bond Commission determines will help to meet the goals set forth in section 4-66b. For the purposes of this section, "eligible municipality" means a municipality which is economically distressed within the meaning of subsection (b) of section 32-9p, which is classified as an urban center in any plan adopted by the General Assembly pursuant to section 16a-30, which is classified as a public investment community within the meaning of subdivision (9) of subsection (a) of section 7-545, or in which the State Bond Commission determines that the project in question will help meet the goals set forth in section 4-66b. Notwithstanding the provisions of this subsection, proceeds from the sale of bonds pursuant to this section may, with the approval of the State Bond Commission, be used for transit-oriented development projects, as defined in section 13b-79o, in any municipality.

(d) Any economic development project eligible for assistance under this section may include but not be limited to: (1) The construction or rehabilitation of commercial, industrial and mixed use structures; and (2) the construction, reconstruction or repair of roads, accessways and other site improvements. The state, acting by and in the discretion of the Commissioner of [Economic and] Community Development, may enter into a contract for state financial assistance for any eligible economic or community development project in the form of a grant-in-aid. Any grant-in-aid shall be in an amount not in excess of the cost of the project for which the grant is made as determined and approved by the Commissioner of [Economic and] Community Development. Before entering into a grant-in-aid contract the Commissioner of [Economic and] Community Development shall have approved an application submitted on forms provided by the commissioner. No project shall be undertaken until the Commissioner of Economic and Community Development approves the plans, specifications and estimated costs. The commissioner may adopt such regulations, in accordance with chapter 54, as are necessary for the implementation of

5557 this section.

5558 (e) Notwithstanding any provision of the general statutes to the
5559 contrary, whenever the Department of [Economic and] Community
5560 Development or the Office of Policy and Management is authorized by
5561 the general statutes to assess, collect or fund administrative expenses
5562 or service charges or otherwise recover costs or expenses incurred by
5563 the state in carrying out the provisions of any economic or community
5564 development project or program administered by the Department of
5565 [Economic and] Community Development, except in the case of
5566 administrative oversight charges described in section 8-37tt amounts
5567 so assessed, collected or funded by the state may be used to pay any
5568 administrative expenses of the Department of [Economic and]
5569 Community Development and shall not be required to be used to pay
5570 expenses related to a particular project or program.

5571 Sec. 93. Subsection (c) of section 4-168a of the general statutes is
5572 repealed and the following is substituted in lieu thereof (*Effective July*
5573 *1, 2009*):

5574 (c) Prior to the adoption of any proposed regulation that may have
5575 an adverse impact on small businesses, each agency shall notify the
5576 Department of [Economic and] Community Development of its intent
5577 to adopt the proposed regulation. The Department of [Economic and]
5578 Community Development shall advise and assist agencies in
5579 complying with the provisions of this section.

5580 Sec. 94. Section 7-136e of the general statutes is repealed and the
5581 following is substituted in lieu thereof (*Effective July 1, 2009*):

5582 (a) A municipality which, pursuant to section 7-136d, has
5583 authorized the establishment of a foreign trade zone, shall submit a
5584 copy of the application for the privilege of operating such foreign trade
5585 zone to the regional planning agency for the area of operation within
5586 which such municipality is located and the Departments of [Economic
5587 and] Community Development, Environmental Protection and
5588 Transportation for their comments on the advisability of establishment

5589 of such zone. Such comments shall be prepared within ninety days of
5590 receipt of the application from the municipality.

5591 (b) The Departments of [Economic and] Community Development,
5592 Environmental Protection and Transportation shall submit their
5593 advisory comments to the municipality and to the board established by
5594 said federal Foreign-Trade Zones Act.

5595 Sec. 95. Section 7-136f of the general statutes is repealed and the
5596 following is substituted in lieu thereof (*Effective July 1, 2009*):

5597 Upon compliance with the provisions of sections 7-136d and 7-136e
5598 and after receipt of the advisory comments prepared by the
5599 Departments of [Economic and] Community Development,
5600 Environmental Protection and Transportation, a municipality may
5601 apply to the board, established by said federal Foreign-Trade Zones
5602 Act for a grant of the privilege of establishing, operating and
5603 maintaining a foreign trade zone.

5604 Sec. 96. Subsection (d) of section 7-392 of the general statutes is
5605 repealed and the following is substituted in lieu thereof (*Effective July*
5606 *1, 2009*):

5607 (d) The Commissioner of [Economic and] Community Development
5608 shall provide for the auditing of the financial statements of each local
5609 housing authority at least once biennially. Such audit may be
5610 conducted by an independent auditor or by employees of the
5611 Department of [Economic and] Community Development, as the
5612 commissioner may determine. The commissioner may charge any
5613 housing authority for the cost of any such audit of its accounts. Upon
5614 completion of any such audit, the commissioner shall file certified
5615 copies of the audit report with the chairman and the executive director
5616 of the housing authority, with the chief executive officer and the clerk
5617 of the municipality in which such housing authority is located and
5618 with the Secretary of the Office of Policy and Management.

5619 Sec. 97. Section 8-37i of the general statutes is repealed and the

5620 following is substituted in lieu thereof (*Effective July 1, 2009*):

5621 (a) There shall be a Department of [Economic and] Community
5622 Development. The department head shall be the Commissioner of
5623 [Economic and] Community Development, who shall be appointed by
5624 the Governor in accordance with the provisions of sections 4-5, 4-6, 4-7
5625 and 4-8, with the powers and duties therein prescribed.

5626 (b) Said department shall constitute a successor department to the
5627 Department of Commerce in accordance with the provisions of
5628 sections 4-38d and 4-39.

5629 (c) Said department shall constitute a successor to the functions,
5630 powers and duties of the Department of Community Affairs relating to
5631 housing as set forth in chapters 128, 129, 130, 131 and 135, in
5632 accordance with the provisions of sections 4-38d and 4-39.

5633 Sec. 98. Section 8-37k of the general statutes is repealed and the
5634 following is substituted in lieu thereof (*Effective July 1, 2009*):

5635 (a) Whenever the term "Commissioner of Commerce" occurs or is
5636 referred to in the general statutes, it shall be deemed to mean or refer
5637 to the Commissioner of [Economic and] Community Development.

5638 (b) Whenever the term "Department of Commerce" occurs or is
5639 referred to in the general statutes, it shall be deemed to mean or refer
5640 to the Department of [Economic and] Community Development.

5641 (c) Whenever the term "Department of Community Affairs" occurs
5642 or is referred to in chapter 131, it shall be deemed to mean or refer to
5643 the Department of [Economic and] Community Development.

5644 (d) Whenever the term "Commissioner of Community Affairs"
5645 occurs or is referred to in chapter 131, it shall be deemed to mean or
5646 refer to the Commissioner of [Economic and] Community
5647 Development.

5648 Sec. 99. Section 8-37o of the general statutes is repealed and the

5649 following is substituted in lieu thereof (*Effective July 1, 2009*):

5650 The Committee of Concern for Connecticut Jobs is abolished and its
5651 functions and duties are transferred to the Department of [Economic
5652 and] Community Development pursuant to sections 4-38d and 4-39.

5653 Sec. 100. Section 8-37t of the general statutes is repealed and the
5654 following is substituted in lieu thereof (*Effective July 1, 2009*):

5655 (a) Not later than January 1, 2000, and every five years thereafter,
5656 [the Commissioner of Economic and Community Development
5657 together with] the Connecticut Housing Finance Authority [.] shall
5658 prepare a long-range state housing plan, which shall conform and be
5659 subject to the plan of conservation and development for the state
5660 adopted by the General Assembly. The plan shall: (1) Contain an
5661 assessment of the housing needs of households with incomes less than
5662 one hundred per cent of the average area median income, adjusted for
5663 family size, analyzed separately for households with incomes (A) less
5664 than twenty-five per cent of the area median income, (B) more than
5665 twenty-five per cent but not more than fifty per cent of the area
5666 median income, (C) more than fifty per cent but not more than eighty
5667 per cent of the area median income, and (D) more than eighty per cent
5668 but not more than one hundred per cent of the area median income; (2)
5669 analyze the households served by the housing construction, substantial
5670 rehabilitation, purchase and rental assistance programs, including the
5671 number of households served by each program, the total amount of
5672 financial assistance provided to such households and the race of
5673 households served under such programs; (3) provide information on
5674 affirmative fair housing marketing activities and programs and an
5675 analysis of occupancy results of affirmative fair housing marketing
5676 plans and shall include data on the racial composition of the occupants
5677 and persons on the waiting list of each housing project which is
5678 assisted under any housing program established by the general
5679 statutes or special act or which is supervised by the commissioner or
5680 the Connecticut Housing Finance Authority; (4) set specific measurable
5681 goals for meeting identified housing needs; (5) outline strategies for

5682 meeting those goals; and (6) identify state, federal and private sector
5683 resources for affordable housing programs. The provisions of this
5684 section shall not be construed to require an occupant or applicant to
5685 disclose the race of such occupant or applicant on an application or
5686 survey form. The long-range plan shall be updated annually by an
5687 action plan that assesses the state's progress toward meeting housing
5688 needs contained in the long-range plan and recommends revised
5689 strategies, if deemed necessary. In preparing the long-range plan and
5690 subsequent action plans, the commissioner shall consult with
5691 representatives of those who use or benefit from state housing
5692 programs.

5693 (b) The [Department of Economic and Community Development]
5694 Connecticut Housing Finance Authority shall submit the long-range
5695 housing plan to the General Assembly not later than January 1, 2000,
5696 and each action plan not later than January first of each subsequent
5697 year, after receiving public review and comment on the long-range
5698 plan and each action plan through written remarks and public
5699 hearings. The commencement date of each plan shall be the July first
5700 following the submission of the plan.

5701 Sec. 101. Section 8-37x of the general statutes is repealed and the
5702 following is substituted in lieu thereof (*Effective July 1, 2009*):

5703 (a) As used in this section, "authority" or "housing authority" means
5704 any of the public corporations created by section 8-40 and the
5705 Connecticut Housing Authority when exercising the rights, powers,
5706 duties or privileges of, or subject to the immunities or limitations of,
5707 housing authorities pursuant to section 8-121, and "housing project"
5708 means a project developed or administered pursuant to chapter 128.

5709 (b) The [Commissioner of Economic and Community Development]
5710 executive director of the Connecticut Housing Finance Authority may:
5711 (1) Collect and correlate information regarding housing projects of
5712 authorities in the state and upon request to furnish the authorities, in
5713 matters of common interest, information, advice and the services of

5714 expert personnel; (2) study state-wide needs for the elimination of
5715 substandard housing to stimulate state and city planning involving
5716 housing, and otherwise to study housing needs, both rural and urban,
5717 and to formulate proposals for meeting these needs; (3) study methods
5718 of encouraging investment of private capital in low rent housing; (4)
5719 study the necessity, feasibility and advantage of the use of state credit
5720 by way of loan or subsidy to assist the financing of housing projects for
5721 persons of low income; and (5) accept grants-in-aid of any of said
5722 [commissioner's] executive director of the authority's powers made
5723 pursuant to the provisions of any state or federal law and, for the
5724 purpose of complying with the requirements or recommendations of
5725 any such law, to prepare such plans and specifications and to make
5726 such studies, surveys, reports or recommendations concerning existing
5727 or contemplated housing conditions or projects in the state as may be
5728 necessary or appropriate.

5729 (c) Notwithstanding any other provision of the general statutes, the
5730 [Commissioner of Economic and Community Development] executive
5731 director of the Connecticut Housing Finance Authority may, after
5732 conducting a public bidding process as provided in section 8-44, enter
5733 into a master contract or contracts with local, regional or state-wide
5734 suppliers of labor, supplies, materials, services or personal property on
5735 behalf of one or more housing authorities operating state-financed
5736 housing programs or projects. The [commissioner] executive director
5737 of the authority may, in said [commissioner's] executive director of the
5738 authority's discretion, with respect to partially completed state-
5739 financed programs or projects or in the event of emergencies affecting
5740 human health, safety, welfare and life or endangering property, waive
5741 the bidding requirement and threshold of said section 8-44.

5742 [(d) The Commissioner of Economic and Community Development
5743 may designate as said commissioner's agent any deputy commissioner
5744 or any employee to exercise such authority of the commissioner as said
5745 commissioner delegates for the administration of any applicable
5746 statute or regulation.]

5747 [(e)] (d) As used in this subsection, "troubled loan" means a loan in
5748 which payments of interest or principal, or both interest and principal,
5749 (1) are delinquent under the terms of a loan agreement, or (2) may
5750 become delinquent under conditions which exist which would
5751 reasonably lead the [Commissioner of Economic and Community
5752 Development] executive director of the Connecticut Housing Finance
5753 Authority to believe that a borrower would be unable to repay the
5754 loan. Said [commissioner] executive director of the authority may
5755 authorize the deferred payments of interest or principal, or both
5756 interest and principal, or a portion thereof, in the case of a troubled
5757 loan made by the [commissioner] executive director of the authority
5758 under any provision of the general statutes or special acts if said
5759 [commissioner] executive director of the authority determines the
5760 deferral to be in the best interests of the state. Such determination shall
5761 be in writing and shall include a statement of the reasons why the
5762 deferral is in the best interests of the state. Any deferral made under
5763 the provisions of this section shall be subject to the approval of the
5764 State Bond Commission.

5765 [(f)] (e) Upon an action by the [Commissioner of Economic and
5766 Community Development] executive director of the Connecticut
5767 Housing Finance Authority to preserve the state's interest in any
5768 contract for financial assistance that results in the state acquiring title
5769 to any housing property, the [commissioner] executive director of the
5770 authority shall be deemed to be an eligible developer, as defined in
5771 section 8-39, for the purposes of operating the property and receiving
5772 state or federal financial assistance on behalf of the property or the
5773 operation of the property.

5774 [(g)] (f) The [Commissioner of Economic and Community
5775 Development in consultation with the] executive director of the
5776 Connecticut Housing Finance Authority, upon the lawful dissolution
5777 of any eligible developer of property financed with a loan, grant or any
5778 combination thereof from the state, may (1) accept ownership of
5779 property owned by such a developer in the name of the state and
5780 dispose of such property to an eligible developer for a price and upon

5781 terms that the commissioner deems proper, provided such action shall
5782 preserve the property as housing for very low, low or moderate
5783 income persons; or (2) after approval by the Secretary of the Office of
5784 Policy and Management allow such property to participate in any
5785 programs that the commissioner operates, in order to preserve the
5786 property as housing for very low, low or moderate income persons.
5787 For purposes of this subsection, "housing" includes facilities and
5788 amenities incidental and pertinent to the provision of affordable
5789 housing and intended primarily to serve the residents of the affordable
5790 housing development, including, but not limited to, a community
5791 room, a laundry room, day care space, a computer center, a
5792 management center or playground.

5793 [(h)] (g) Notwithstanding the provisions of subsection [(g)] (f) of this
5794 section, the [Commissioner of Economic and Community
5795 Development] executive director of the Connecticut Housing Finance
5796 Authority shall allow the continued use of: (1) The Saint Joseph's
5797 Residence for Mothers and Children, located in Bridgeport, which is
5798 utilized as a day care center; (2) the House of Bread, located in
5799 Hartford, which is utilized as a community day care center and
5800 corporate offices; and (3) the Rainbow Court Cooperative, located in
5801 Middletown, which is utilized as rental units for lower income
5802 persons.

5803 [(i)] (h) The [Commissioner of Economic and Community
5804 Development may adopt regulations, in accordance with the
5805 provisions of chapter 54] executive director of the Connecticut
5806 Housing Finance Authority may adopt written procedures, in
5807 accordance with section 1-121, to carry out the purposes of the
5808 [Department of Economic and Community Development] Connecticut
5809 Housing Finance Authority as established by statute.

5810 Sec. 102. Section 8-37y of the general statutes is repealed and the
5811 following is substituted in lieu thereof (*Effective July 1, 2009*):

5812 (a) The [Commissioner of Economic and Community Development]

5813 executive director of the Connecticut Housing Finance Authority may,
5814 with the approval of the Commissioner of Public Works, the Secretary
5815 of the Office of Policy and Management and the State Properties
5816 Review Board, sell, exchange, lease or enter into agreements
5817 concerning any real property, as defined in section 8-39, belonging to
5818 the state and transferred to the custody and control of the [Department
5819 of Economic and Community Development] Connecticut Housing
5820 Finance Authority under the provisions of subsection (b) of section 4b-
5821 21. The commissioner shall require, as a condition of any sale,
5822 exchange, lease or agreement entered into pursuant to this section, that
5823 such real property be used only for an emergency shelter or
5824 transitional living facility for homeless persons or for the provision of
5825 low and moderate income housing, including, but not limited to, the
5826 construction, rehabilitation or renovation of housing for persons and
5827 families of low and moderate income, except that such condition, in
5828 the discretion of the commissioner, may be subordinated in the case of
5829 a subsequent first mortgage or a requirement of a governmental
5830 program relating to such real property, and except that in the case of
5831 an exchange of real property, the commissioner (1) shall require that
5832 the parcel received by the commissioner, as a condition of such
5833 exchange, shall be suitable for an emergency shelter or transitional
5834 living facility for homeless persons or for the construction,
5835 rehabilitation or renovation of housing for persons and families of low
5836 and moderate income, and (2) shall release any restrictions required to
5837 be imposed by this subsection on the parcel transferred by the
5838 commissioner. Prior to any such sale, exchange, lease or agreement, the
5839 commissioner shall notify the chief executive officer or officers of the
5840 municipality or municipalities in which such real property is located.
5841 No such real property may be sold, exchanged or leased by the
5842 commissioner under this subsection without the approval of the
5843 municipality or municipalities in which the real property is located.

5844 (b) The [Commissioner of Economic and Community Development]
5845 executive director of the Connecticut Housing Finance Authority, with
5846 the approval of the Commissioner of Public Works, the Secretary of the

5847 Office of Policy and Management and the State Properties Review
5848 Board, may: (1) Enter into a contract to purchase, lease or hold any
5849 surplus real property made available by the federal government,
5850 including excess real property acquired by the federal government for
5851 highway construction, if the commissioner determines that such real
5852 property can be utilized for the construction, rehabilitation or
5853 renovation of housing for persons and families of low and moderate
5854 income and (2) sell, exchange, lease or enter into agreements
5855 concerning any real property acquired by the commissioner under
5856 subdivision (1) of this subsection. The commissioner shall require, as a
5857 condition of any sale, exchange, lease or agreement entered into
5858 pursuant to subdivision (2) of this subsection, that such real property
5859 be used only for the construction, rehabilitation or renovation of
5860 housing for persons and families of low and moderate income. Prior to
5861 any such sale, exchange, lease or agreement, the commissioner shall
5862 notify the chief executive officer or officers of the municipality or
5863 municipalities in which such real property is located. No such real
5864 property may be sold, exchanged or leased by the commissioner under
5865 subdivision (2) of this subsection without the approval of the
5866 municipality or municipalities in which the real property is located.

5867 (c) The use of any real property under this section shall be subject to
5868 the planning, zoning, sanitary and building laws, ordinances and
5869 regulations applicable to the locality in which the real property is
5870 located.

5871 (d) As used in this section, "exchange" means the mutual transfer of
5872 interests in real property, simultaneously and each in consideration of
5873 the other.

5874 Sec. 103. Section 8-37aa of the general statutes is repealed and the
5875 following is substituted in lieu thereof (*Effective July 1, 2009*):

5876 As used in sections 8-37bb to 8-37dd, inclusive, "housing agency"
5877 means the [Department of Economic and Community Development,]
5878 the Connecticut Housing Finance Authority and the Connecticut

5879 Housing Authority, and "income group" means one of the following
5880 household groups, adjusted for family size and based on the
5881 appropriate area median income established by the United States
5882 Department of Housing and Urban Development: (1) Households with
5883 incomes twenty-five per cent or less than the area median income; (2)
5884 households with incomes more than twenty-five per cent but not more
5885 than fifty per cent of the area median income; (3) households with
5886 incomes more than fifty per cent but not more than eighty per cent of
5887 the area median income; (4) households with incomes more than
5888 eighty per cent but not more than one hundred per cent of the area
5889 median income; and (5) households with incomes more than one
5890 hundred per cent of the area median income.

5891 Sec. 104. Section 8-37bb of the general statutes is repealed and the
5892 following is substituted in lieu thereof (*Effective July 1, 2009*):

5893 (a) On or before December 31, 1991, and annually thereafter, each
5894 housing agency [, except the Department of Economic and Community
5895 Development,] shall submit to the General Assembly a report, for the
5896 year ending the preceding September thirtieth, which analyzes by
5897 income group, households served by its housing construction,
5898 substantial rehabilitation, purchase and rental assistance programs.
5899 Each report submitted after December 31, 1991, shall analyze the
5900 households served under each program by race. The analysis shall
5901 provide information by housing development, if applicable, and by
5902 program. Each analysis shall include data for all households (1)
5903 entering an agency program during the year ending the preceding
5904 September thirtieth, and (2) in occupancy or receiving the benefits of
5905 an agency rental program the preceding September thirtieth. The
5906 report of the Connecticut Housing Finance Authority shall also
5907 identify, by census tract, the number of households served in each
5908 program and the total amount of financial assistance provided to such
5909 households. The provisions of this section shall not be construed to
5910 preclude a housing agency from reporting additional information on
5911 programs it administers. Each report submitted under this section shall
5912 also analyze the efforts, and the results of such efforts, of each agency

5913 in promoting fair housing choice and racial and economic integration.
5914 The provisions of this section shall not be construed to require an
5915 occupant or applicant to disclose his race on an application or survey
5916 form.

5917 (b) Each report submitted under this section shall also document the
5918 efforts of the agency in promoting fair housing choice and racial and
5919 economic integration and shall include data on the racial composition
5920 of the occupants and persons on the waiting list of each housing
5921 project which is assisted under any housing program established by
5922 the general statutes or special act or which is supervised by the agency.
5923 The provisions of this subsection shall not be construed to require
5924 disclosure of such information by any occupant or person on a waiting
5925 list.

5926 (c) On and after October 1, 1996, the report shall be submitted to the
5927 joint standing committee of the General Assembly having cognizance
5928 of matters relating to housing and, upon request, to any member of the
5929 General Assembly. A summary of the report shall be submitted to each
5930 member of the General Assembly if the summary is two pages or less
5931 and a notification of the report shall be submitted to each member if
5932 the summary is more than two pages. Submission shall be by mailing
5933 the report, summary or notification to the legislative address of each
5934 member of the committee or the General Assembly, as applicable.

5935 Sec. 105. Section 8-37ff of the general statutes is repealed and the
5936 following is substituted in lieu thereof (*Effective July 1, 2009*):

5937 Not later than July 1, 2006, the [Department of Economic and
5938 Community Development] Connecticut Housing Finance Authority
5939 shall develop and maintain a comprehensive inventory of all assisted
5940 housing, as defined in section 8-30g, in the state. The inventory shall
5941 identify all existing assisted rental units by type and funding source,
5942 and include, but not be limited to, information on tenant eligibility,
5943 rents charged, available subsidies, occupancy and vacancy rates,
5944 waiting lists and accessibility features. In order to assist the

5945 [department] authority in the completion of the inventory, all owners
5946 of such housing units, both public and private, shall report accessible
5947 housing units to the database established and maintained under
5948 section 8-119x.

5949 Sec. 106. Section 8-37jj of the general statutes is repealed and the
5950 following is substituted in lieu thereof (*Effective July 1, 2009*):

5951 (a) The [Department of Economic and Community Development]
5952 Connecticut Housing Finance Authority may not approve electric
5953 resistance as the primary heat source in new, subsidized housing
5954 except where justified by a life-cycle cost analysis whose methodology
5955 has been approved by the division of the Office of Policy and
5956 Management responsible for energy matters.

5957 (b) If the [Department of Economic and Community Development
5958 or the] Connecticut Housing Finance Authority uses electric resistance
5959 space heating as the primary heating source in any new construction, it
5960 shall construct the unit in such a way as to be eligible for any available
5961 energy conservation incentives provided by the electric company, as
5962 defined in section 16-1, or the municipal utility furnishing electric
5963 service to such unit.

5964 Sec. 107. Section 8-37kk of the general statutes is repealed and the
5965 following is substituted in lieu thereof (*Effective July 1, 2009*):

5966 The [Department of Economic and Community Development and
5967 the] Connecticut Housing Finance Authority shall give preference to
5968 loans for energy efficient projects in all grant and loan programs.

5969 Sec. 108. Section 8-37pp of the general statutes is repealed and the
5970 following is substituted in lieu thereof (*Effective July 1, 2009*):

5971 (a) For purposes of this section:

5972 (1) "Affordable housing" means affordable housing, as defined in
5973 section 8-39a;

5974 (2) ["Commissioner"] "Executive director of the authority" means the
5975 [Commissioner of Economic and Community Development] executive
5976 director of the Connecticut Housing Finance Authority;

5977 (3) ["Department"] "Authority" means the [Department of Economic
5978 and Community Development] Connecticut Housing Finance
5979 Authority;

5980 (4) "Eligible applicant" means: (A) A nonprofit entity; (B) a
5981 municipality; (C) a housing authority; (D) a business corporation
5982 incorporated pursuant to chapter 601 or any predecessor statutes
5983 thereto or authorized to do business pursuant to said chapter 601
5984 having as one of its purposes the construction, financing, acquisition,
5985 rehabilitation or operation of affordable housing, and having a
5986 certificate or articles of incorporation approved by the [commissioner]
5987 executive director of the authority; (E) any partnership, limited
5988 partnership, limited liability company, joint venture, sole
5989 proprietorship, trust or association having as one of its purposes the
5990 construction, financing, acquisition, rehabilitation or operation of
5991 affordable housing, and having basic documents of organization
5992 approved by the commissioner; or (F) any combination thereof;

5993 (5) "Eligible costs" means costs relating to the planning,
5994 implementation and completion of an eligible project; and

5995 (6) "Eligible project" means a project designed for the purpose of
5996 providing affordable housing, and shall include, but not be limited to,
5997 (A) acquisition, construction, rehabilitation, repair and maintenance of
5998 residential or mixed use structures, (B) acquisition, construction,
5999 rehabilitation, repair and maintenance of related infrastructure,
6000 facilities and amenities incidental and pertinent to the provision of
6001 affordable housing and intended primarily to serve the residents of the
6002 affordable housing project, that may include, but not be limited to, a
6003 community room, laundry, day care space, computer center,
6004 management office or playground, or (C) demolition, renovation or
6005 redevelopment of vacant buildings or related infrastructure.

6006 (b) The state, acting by and in the discretion of the [commissioner]
6007 executive director of the authority, may enter into a contract for state
6008 financial assistance for any eligible project in the form determined by
6009 the commissioner, including, but not limited to, a grant, loan, loan
6010 guarantee, deferred loan or any combination thereof.

6011 (c) An application for financial assistance shall be in the form and
6012 manner prescribed by the [commissioner] executive director of the
6013 authority. In determining whether and to what extent to fund an
6014 application received from eligible applicants, the [commissioner]
6015 executive director of the authority may consider relevant factors
6016 including, but not limited to, the following: (A) The ability of the
6017 project to affirmatively further racial and economic integration,
6018 including expanding multifamily rental housing opportunities in
6019 suburban and rural communities; (B) the ability of the project to meet
6020 the housing needs of the lowest income populations; (C) the ability of
6021 the project to revitalize urban neighborhoods, including expanding
6022 homeownership and increasing multifamily rehabilitation in the
6023 central cities; (D) the ability of the project to provide a full range of
6024 supportive housing options for people with special needs or who are at
6025 risk of becoming homeless; (E) impact of the project on the local
6026 neighborhood, region and the state; (F) short-term and long-term
6027 benefits of the project; (G) impact on affordable housing needs of the
6028 neighborhood, community, municipality and region; (H) project
6029 feasibility; (I) potential for leveraging other public and private
6030 investments; (J) applicant's ability to implement the project in a timely
6031 manner; (K) the relative need for the project; (L) the applicant's
6032 financial commitment to the project, except in the case of a nonprofit
6033 entity or a housing authority created pursuant to section 8-40; and (M)
6034 the extent to which the project will advance the public purposes set
6035 forth in this subdivision.

6036 (d) The [commissioner] executive director of the authority shall
6037 review and approve the site and the estimated total development
6038 budget, including the nature and amount of financial assistance to be
6039 provided from all sources and by the state. The [commissioner]

6040 executive director of the authority may review and approve any
6041 additional factors determined to be necessary or appropriate to protect
6042 the state's interests. Upon determination by the [commissioner]
6043 executive director of the authority that the eligible costs are necessary
6044 and reasonable, and, in the case of financial assistance provided from
6045 the proceeds of the state's bonds upon preliminary approval by the
6046 State Bond Commission pursuant to the provisions of section 3-20 or,
6047 in the case of financial assistance provided from a funding source other
6048 than the state's bonds upon the approval by the Governor of an
6049 allotment for such purpose, the state, acting by and through the
6050 [commissioner] executive director of the authority, may provide the
6051 financial assistance for such eligible costs.

6052 (e) Financial assistance provided shall be upon terms and conditions
6053 not inconsistent with the provisions of this section which the
6054 [commissioner] executive director of the authority shall establish as
6055 prudent and necessary to protect the state's interests. Such terms and
6056 conditions may include, separately or in combination, without
6057 limitation: (1) The requirements of funds from other sources,
6058 including, without limitation, financing obtained from quasi-public
6059 agencies, as defined in section 1-120, federal and local government
6060 agencies and private for-profit and not-for-profit institutions; (2)
6061 participation interests; (3) subsidy recapture provisions; and (4) resale
6062 and prepayment, job retention, residency, use and affordability
6063 restrictions. Such terms and conditions and compliance with such
6064 terms and conditions may be documented and secured as the
6065 [commissioner] executive director of the authority shall determine.

6066 (f) (1) The [commissioner] executive director of the authority may
6067 take all reasonable steps and exercise all available remedies necessary
6068 or desirable to protect the obligations or interests of the state,
6069 including, but not limited to, amending any term or condition of a
6070 contract or agreement, provided such amendment is allowed or agreed
6071 to pursuant to such contract or agreement, or purchasing or
6072 redeeming, pursuant to foreclosure proceedings, bankruptcy
6073 proceedings or in other judicial proceedings, any property on which

6074 [such commissioner] said executive director of the authority or the
6075 [department] authority holds a mortgage or other lien, or in which
6076 [such commissioner] said executive director of the authority or the
6077 [department] authority has an interest.

6078 (2) The [commissioner] executive director of the authority may
6079 request, inspect and audit reports, books and records and any other
6080 financial or project-related information with respect to eligible
6081 applicants that receive financial assistance, including, without
6082 limitation, resident or employment information, financial and
6083 operating statements and audits. The [commissioner] executive
6084 director of the authority may investigate the accuracy and
6085 completeness of such reports, books and records.

6086 (3) Notwithstanding any provision of the general statutes, the
6087 [commissioner is authorized] executive director of the authority may,
6088 for purposes of the program established under this section, [to] assess
6089 and collect application fees of no more than two hundred fifty dollars
6090 to recover all or part of the costs or expenses incurred by the state in
6091 reviewing applications for financial assistance.

6092 (g) The [commissioner] executive director of the authority may
6093 adopt such [regulations] written procedures, in accordance with
6094 [chapter 54] section 1-121, as are necessary for the implementation of
6095 this section.

6096 Sec. 109. Section 8-37qq of the general statutes is repealed and the
6097 following is substituted in lieu thereof (*Effective July 1, 2009*):

6098 (a) For the purposes of this section and sections 8-44a, 8-70, 8-78, 8-
6099 80, 8-114a, 8-117b, 8-119a, 8-119b, 8-119h, 8-119i, 8-119ee, 8-119hh, 8-
6100 119ii, 8-119jj, 8-169w, 8-214g, 8-216b, 8-218b, 8-219b, 8-387, 8-405, 8-410,
6101 8-415, 8-420, 16a-40b and 16a-40j, the following terms shall have the
6102 following meanings:

6103 (1) "Bond-financed state housing program" means any program
6104 administered by the [Commissioner of Economic and Community

6105 Development which] Connecticut Housing Finance Authority that
6106 provides financial assistance for housing acquisition, development,
6107 rehabilitation or support services, and which may be financed in whole
6108 or in part from the proceeds of the state's general obligation bonds,
6109 including: Acquisition of surplus land pursuant to section 8-37y,
6110 affordable housing projects pursuant to section 8-37pp, housing
6111 authority programs for social and supplementary services, project
6112 rehabilitation and improvement and energy conservation pursuant to
6113 section 8-44a, moderate rental housing pursuant to section 8-70,
6114 moderate cost housing pursuant to section 8-82, housing for elderly
6115 persons pursuant to section 8-114a, congregate housing for the elderly
6116 pursuant to section 8-119h, housing for low-income persons pursuant
6117 to section 8-119dd, financial assistance for redevelopment or urban
6118 renewal projects pursuant to section 8-154a, housing and community
6119 development pursuant to sections 8-169l and 8-216b, urban
6120 homesteading pursuant to subsection (a) of section 8-169w,
6121 community housing land bank and land trust program pursuant to
6122 section 8-214d, financial assistance for development of limited equity
6123 cooperatives and mutual housing pursuant to section 8-214f,
6124 community housing development corporations pursuant to sections 8-
6125 218 and 8-218a, financial assistance to elderly homeowners for
6126 emergency repairs or rehabilitation pursuant to section 8-219b,
6127 financial assistance for removal of lead-based paint and asbestos
6128 pursuant to section 8-219e, home ownership loans pursuant to
6129 subsection (a) of section 8-286, housing programs for homeless persons
6130 pursuant to sections 8-356 and 8-357, grants to municipalities for
6131 financing low and moderate income rental housing pursuant to section
6132 8-365, housing infrastructure grants and loans pursuant to section 8-
6133 387, private rental investment mortgage and equity program pursuant
6134 to sections 8-401 and 8-403, assistance for housing predevelopment
6135 costs pursuant to sections 8-410 and 8-411, residential subsurface
6136 sewage disposal system repair program pursuant to sections 8-415 and
6137 8-420, energy conservation loans pursuant to section 16a-40b, rent
6138 receivership pursuant to section 47a-56j, and any other such program
6139 now, heretofore or hereafter existing, and any additions or

6140 amendments to such programs.

6141 (2) "Administrative expense" means any administrative or other cost
6142 or expense incurred by the state in carrying out the provisions of any
6143 of the following bond-financed state housing programs, including the
6144 hiring of necessary employees and the entering of necessary contracts:
6145 Housing authority programs for social and supplementary services,
6146 project rehabilitation and improvement, and energy conservation
6147 pursuant to section 8-44a, moderate rental housing pursuant to section
6148 8-70, moderate cost housing pursuant to section 8-82, housing for
6149 elderly persons pursuant to section 8-114a, congregate housing for the
6150 elderly pursuant to section 8-119h, housing for low-income persons
6151 pursuant to section 8-119dd, urban homesteading pursuant to
6152 subsection (a) of section 8-169w, financial assistance for development
6153 of limited equity cooperatives and mutual housing pursuant to section
6154 8-214f, financial assistance to elderly homeowners for emergency
6155 repairs or rehabilitation pursuant to section 8-219b, home ownership
6156 loans pursuant to subsection (a) of section 8-286, housing programs for
6157 homeless persons pursuant to sections 8-356 and 8-357, private rental
6158 investment mortgage and equity program pursuant to sections 8-401
6159 and 8-403, assistance for housing predevelopment costs pursuant to
6160 sections 8-410 and 8-411, residential subsurface sewage disposal
6161 system repair pursuant to section 8-415 and section 8-420, and energy
6162 conservation loans pursuant to section 16a-40b.

6163 (3) "State service fee" means any fee or charge assessed or collected
6164 by the state for the purpose of paying for any administrative expense,
6165 pursuant to subsections (f) and (g) of section 8-44a with respect to
6166 housing authority programs for social and supplementary services,
6167 project rehabilitation and improvement, and energy conservation,
6168 subsection (c) of section 8-70 and section 8-72 with respect to moderate
6169 rental housing, subsection (b) of section 8-114a and subsection (a) of
6170 section 8-115a with respect to housing for elderly persons, section 8-
6171 119h and subsection (a) of section 8-115a with respect to congregate
6172 housing for the elderly, section 8-119jj and section 8-72 with respect to
6173 housing for low-income persons, subsection (c) of section 8-218b with

6174 respect to community housing development corporations, subsection
6175 (b) of section 8-219b with respect to financial assistance to elderly
6176 homeowners for emergency repairs and rehabilitation, and subsection
6177 (a) of section 8-405 with respect to the private rental mortgage and
6178 equity program.

6179 (b) Notwithstanding any provision of the general statutes or any
6180 public or special act to the contrary, any administrative expense may
6181 be paid from the proceeds from the sale of the state's general
6182 obligation bonds for the bond-financed state housing program for
6183 which the administrative expense is incurred, to the extent approved
6184 by the State Bond Commission and allotted by the Governor for such
6185 purpose.

6186 (c) Notwithstanding any provision of the general statutes or any
6187 public or special act to the contrary, no service fee shall be assessed or
6188 collected out of financial assistance financed with the proceeds of the
6189 state's general obligation bonds initially authorized, allocated or
6190 approved by the State Bond Commission on or after July 1, 1990.

6191 (d) (1) There is established a fund to be known as the "Housing
6192 Assistance Bond Fund". The fund shall contain any moneys required
6193 by law to be deposited in the fund.

6194 (2) (A) The proceeds from the sale of bonds and any bond
6195 anticipation notes issued for any bond-financed state housing program
6196 shall be deposited in the Housing Assistance Bond Fund, except for: (i)
6197 The proceeds of bonds and bond anticipation notes initially
6198 authorized, allocated or approved by the State Bond Commission for
6199 the purpose of any bond-financed state housing program prior to July
6200 1, 1990, and any reuse thereof approved by the commission; and (ii)
6201 any refunding bonds and bonds issued to refund bond anticipation
6202 notes.

6203 (B) Notwithstanding any provision of the general statutes or any
6204 public or special act to the contrary, on or after July 1, 1990, the State
6205 Bond Commission shall not authorize, allocate or approve the issuance

6206 of bonds not previously authorized, allocated or approved by the
6207 commission for the purpose of any bond-financed state housing
6208 program pursuant to any general statute or public or special act
6209 enacted prior to 1990, except pursuant to sections 4-66c and 47a-56k or
6210 special act 87-77 or 89-52 as either may be amended from time to time.
6211 Nothing in this section shall impair the power of the commission to
6212 authorize the reuse of the proceeds of bonds authorized, allocated or
6213 approved by the commission prior to July 1, 1990.

6214 (C) The proceeds of bonds and bond anticipation notes deposited in
6215 the Housing Assistance Bond Fund shall be applied to pay the costs of
6216 financial assistance and administrative expense for bond-financed state
6217 housing programs as authorized by the State Bond Commission in
6218 accordance with section 3-20 and the act or acts pursuant to which
6219 such bonds and bond anticipation notes were issued.

6220 (e) (1) There is established a fund to be known as the "Housing
6221 Repayment and Revolving Loan Fund". The fund shall contain any
6222 moneys required by law to be deposited in the fund and shall be held
6223 separate and apart from all other money, funds and accounts.
6224 Investment earnings credited to the fund shall become part of the
6225 assets of the fund. Any required rebates to the federal government of
6226 such investment earnings shall be paid from the fund. Any balance
6227 remaining in said fund at the end of any fiscal year shall be carried
6228 forward in the fund for the next fiscal year.

6229 (2) (A) Notwithstanding any provision of the general statutes or any
6230 public or special act to the contrary, except sections 8-76 and 8-80, the
6231 following shall be paid to the State Treasurer for deposit in the
6232 Housing Repayment and Revolving Loan Fund: (i) All payments to the
6233 state of principal or interest on loans that the ultimate recipient is
6234 obligated to repay to the state, with or without interest, made pursuant
6235 to section 8-114a with respect to loans for housing for elderly persons,
6236 section 8-119h with respect to loans for congregate housing for the
6237 elderly, subsection (a) of section 8-169w with respect to urban
6238 homesteading loans, sections 8-218 and 8-218a with respect to

community housing development corporation loans, section 8-337 with respect to security deposit revolving loans, section 8-410 with respect to housing predevelopment cost loans, section 8-415 and section 8-420 with respect to subsurface sewage disposal system repair loans, and section 8-37pp with respect to loans for affordable housing; (ii) all payments of principal with respect to energy conservation loans pursuant to section 16a-40b; (iii) all payments made to the state constituting the liquidation of an equity interest pursuant to section 8-404 with respect to the private rental investment mortgage and equity program; (iv) all payments made to the state constituting the liquidation of any other security interest or lien taken or granted pursuant to a bond-financed state housing program or assistance or related agreement, except liquidations constituting principal or interest on loans not mentioned in subparagraph (A)(i) or (A)(ii) of this subdivision and the liquidation of security interests or liens with respect to rent receivership pursuant to subsection (c) of section 47a-56i; (v) all other return or recapture of state financial assistance made pursuant to the provisions of any bond-financed state housing program or assistance or related agreement, except principal or interest on loans not mentioned in subparagraph (A)(i) or (A)(ii) of this subdivision and payments received with respect to rent receivership pursuant to subsection (c) of section 47a-56i; (vi) all payments of state service fees and administrative oversight charges rendered in accordance with the provisions of any bond-financed state housing program other than state service fees financed from the proceeds of the state's general obligation bonds; and (vii) all other compensation or reimbursement paid to the [Department of Economic and Community Development] Connecticut Housing Finance Authority with respect to bond-financed state housing programs other than from the federal government.

(B) Notwithstanding any provision of the general statutes or any public or special act to the contrary, except as provided in this subsection, loans for any bond-financed state housing program which the ultimate recipient is obligated to repay to the state, with or without

6273 interest, may be paid out of moneys deposited in the Housing
6274 Repayment and Revolving Loan Fund without the prior approval of
6275 the State Bond Commission, subject to the approval of the Governor of
6276 an allotment. All payments on energy conservation loans pursuant to
6277 said section 16a-40b shall be accounted for separately from other
6278 moneys in the Housing Repayment and Revolving Loan Fund, and
6279 shall be used to make further loans pursuant to said section 16a-40b
6280 and to pay any administrative expense attributable to such loans.

6281 (C) Notwithstanding any provision of the general statutes or any
6282 public or special act, payment of any administrative expense may be
6283 made out of the Housing Repayment and Revolving Loan Fund
6284 subject to the approval of the Governor of an allotment for such
6285 purpose.

6286 Sec. 110. Section 8-37tt of the general statutes is repealed and the
6287 following is substituted in lieu thereof (*Effective July 1, 2009*):

6288 (a) As used in this section, "administrative oversight charge" means
6289 any fee payable to the [Department of Economic and Community
6290 Development] Connecticut Housing Finance Authority from sources
6291 other than (1) the proceeds from the sale of the state's general
6292 obligation bonds, or (2) the housing repayment and revolving loan
6293 program established pursuant to subsection (e) of section 8-37qq, that
6294 is imposed to pay all or a portion of the costs and expenses of the
6295 [Department of Economic and Community Development] Connecticut
6296 Housing Finance Authority in monitoring facilities developed with
6297 financial assistance pursuant to any bond-financed state housing
6298 program as defined in subsection (a) of section 8-37qq, and ensuring
6299 compliance with requirements and restrictions applicable to such
6300 facilities.

6301 (b) Notwithstanding the provisions of this section or any regulations
6302 adopted thereunder, the amount of the administrative oversight
6303 charge per unit shall be as follows: (1) For the period from July 1, 1997,
6304 to June 30, 1998, not more than twelve dollars, and (2) on and after July

6305 1, 1998, not more than five dollars.

6306 Sec. 111. Section 8-37uu of the general statutes is repealed and the
6307 following is substituted in lieu thereof (*Effective July 1, 2009*):

6308 Notwithstanding any provision of the general statutes, the
6309 [Department of Economic and Community Development, in
6310 consultation with the] Connecticut Housing Finance Authority, in
6311 consultation with the Department of Community Development, the
6312 Office of Policy and Management and the State Treasurer, shall
6313 arrange for the transfer of the housing loan portfolio of said
6314 department or any portion thereof, to said authority.

6315 Sec. 112. Section 8-37xx of the general statutes is repealed and the
6316 following is substituted in lieu thereof (*Effective July 1, 2009*):

6317 As used in sections 8-37yy to 8-37aaa, inclusive:

6318 (1) "Eligible housing" means the housing that is in the housing loan
6319 portfolio that was transferred from the Department of [Economic and]
6320 Community Development to the Connecticut Housing Finance
6321 Authority pursuant to section 8-37uu;

6322 (2) "Financial assistance" means grants, loans, deferred loans, no
6323 interest and low interest loans, loan guarantees, interest subsidies and
6324 similar financings; and

6325 (3) "Fund" means the State-Assisted Housing Sustainability Fund
6326 established pursuant to section 8-37yy.

6327 Sec. 113. Section 8-37yy of the general statutes is repealed and the
6328 following is substituted in lieu thereof (*Effective July 1, 2009*):

6329 (a) The [Department of Economic and Community Development]
6330 Connecticut Housing Finance Authority shall, in consultation with the
6331 State-Assisted Housing Sustainability Advisory Committee,
6332 established pursuant to section 8-37zz, establish and maintain the
6333 State-Assisted Housing Sustainability Fund for the purpose of the

6334 preservation of eligible housing. The moneys of the fund shall be
6335 available to the [department] authority to provide financial assistance
6336 to the owners of eligible housing for the maintenance, repair,
6337 rehabilitation, and modernization of eligible housing and for other
6338 activities consistent with preservation of eligible housing, including,
6339 but not limited to, (1) emergency repairs to abate actual or imminent
6340 emergency conditions that would result in the loss of habitable
6341 housing units, (2) major system repairs or upgrades, including, but not
6342 limited to, repairs or upgrades to roofs, windows, mechanical systems
6343 and security, (3) reduction of vacant units, (4) remediation or
6344 abatement of hazardous materials, including lead, (5) increases in
6345 development mobility and sensory impaired accessibility in units,
6346 common areas and accessible routes, (6) relocation costs and
6347 alternative housing for not more than sixty days, necessary because of
6348 the failure of a major building system, and (7) a comprehensive
6349 physical needs assessment. Financial assistance shall be awarded to
6350 applicants consistent with standards and criteria adopted in
6351 consultation with the recommendations of the State-Assisted Housing
6352 Sustainability Advisory Committee.

6353 (b) [In each of the fiscal years ending June 30, 2008, and June 30,
6354 2009, the department may expend not more than seven hundred fifty
6355 thousand dollars from the fund for reasonable administrative costs
6356 related to the operation of the fund, including the expenses of the
6357 State-Assisted Housing Sustainability Advisory Committee, the
6358 development of analytic tools and research concerning the capital and
6359 operating needs of eligible housing for the purpose of advising the
6360 General Assembly on policy regarding eligible housing and the study
6361 required by section 107 of public act 07-4 of the June special session*.]
6362 Thereafter, the [department] authority for the fiscal year ending June
6363 30, 2010, shall prepare an administrative budget which shall be
6364 effective upon the approval of said committee.

6365 (c) [(1)] The [department] authority shall adopt [regulations, in
6366 accordance with chapter 54] written procedures, in accordance with
6367 section 1-121, to implement the provisions of this section and sections

6368 8-37xx, 8-37zz and 8-37aaa. Such [regulations] written procedures shall
6369 establish (A) guidelines for grants and loans, and (B) a process for
6370 certifying an emergency condition in not more than forty-eight hours
6371 and for committing emergency funds, including costs of resident
6372 relocation, if necessary, not more than five business days after
6373 application by the owner of eligible housing for emergency repair
6374 financial assistance. The guidelines under subparagraph (A) of this
6375 subdivision shall provide for deferred payment of principal and
6376 interest upon approval of the committee.

6377 [(2) The department shall adopt written policies and procedures to
6378 implement such provisions while in the process of adopting such
6379 policies and procedures in regulation form, and the commissioner shall
6380 print a notice of intention to adopt the regulations in the Connecticut
6381 Law Journal not later than twenty days prior to implementing such
6382 policies and procedures. The department shall submit final regulations
6383 to implement said sections to the legislative regulation review
6384 committee not later than October 1, 2009. Policies and procedures
6385 implemented pursuant to this subdivision shall be valid until the time
6386 final regulations are effective.]

6387 (d) In reviewing applications and providing financial assistance
6388 under this section, the [department] authority, in consultation with the
6389 State-Assisted Housing Sustainability Advisory Committee, shall
6390 consider the long term viability of the eligible housing and the
6391 likelihood that financial assistance will assure such long term viability.
6392 As used in this section, "viability" includes, but is not limited to,
6393 continuous habitability and adequate operating cash flow to maintain
6394 the existing physical plant and any capital improvements and to
6395 provide basic services required under the lease and otherwise required
6396 by local codes and ordinances.

6397 (e) On or before February 1, 2009, and annually thereafter, the
6398 [department] authority, in consultation with the State-Assisted
6399 Housing Sustainability Advisory Committee, shall submit a report on
6400 the operation of the fund, for the previous calendar year, to the

6401 General Assembly, in accordance with section 11-4a. The report shall
6402 include an analysis of the distribution of funds and an evaluation of
6403 the performance of said fund and may include recommendations for
6404 modification to the program.

6405 Sec. 114. Section 8-37aaa of the general statutes is repealed and the
6406 following is substituted in lieu thereof (*Effective July 1, 2009*):

6407 (a) The [Department of Economic and Community Development]
6408 Connecticut Housing Finance Authority shall design and administer a
6409 program of grants to owners of eligible housing to pay the cost of a
6410 comprehensive physical needs assessment for each eligible housing
6411 development. The final design of this program shall be subject to
6412 review by the State-Assisted Housing Sustainability Advisory
6413 Committee established pursuant to section 8-37zz. Such assessment
6414 may be a twenty-year life cycle analysis covering all physical elements,
6415 adjusted for observed conditions, and shall include, at a minimum, an
6416 evaluation of (1) dwelling units; building interiors and building
6417 envelopes; community buildings and amenities; site circulation and
6418 parking; site amenities such as lots; mechanical systems, including an
6419 analysis of technological options to reduce energy consumption and
6420 pay-back periods on new systems that produce heat and domestic hot
6421 water; and site conditions, (2) compliance with physical accessibility
6422 guidelines under Title II of the federal Americans with Disabilities Act,
6423 and (3) hazardous materials abatement, including lead paint
6424 abatement. The costs of such needs assessments shall be paid from the
6425 fund.

6426 (b) A copy of each completed comprehensive physical needs
6427 assessment shall be submitted to the [Department of Economic and
6428 Community Development] Connecticut Housing Finance Authority in
6429 a format prescribed by the [department] authority. The format shall be
6430 designed by the [department] authority so that a baseline of existing
6431 and standardized conditions of eligible housing can be prepared and
6432 annually updated to reflect changes in the consumer price index and
6433 annual construction costs.

6434 Sec. 115. Section 8-37lll of the general statutes is repealed and the
6435 following is substituted in lieu thereof (*Effective July 1, 2009*):

6436 (a) The [Commissioner of Economic and Community Development]
6437 executive director of the Connecticut Housing Finance Authority shall
6438 review applications for affordable housing tax credits submitted
6439 pursuant to subsection (e) of section 10-416b. Upon determination that
6440 an application contains affordable housing as required by said section
6441 the [commissioner] executive director of the authority shall issue a
6442 certificate to that effect. The [commissioner] executive director of the
6443 authority shall monitor projects certified under this section to ensure
6444 that the affordable housing units are maintained as affordable for a
6445 minimum of ten years and may require deed restrictions or other fiscal
6446 mechanisms designed to ensure compliance with project requirements.
6447 The [commissioner] executive director of the authority may impose a
6448 fee in an amount not exceeding two thousand dollars to cover the cost
6449 of reviewing applications and monitoring projects that qualify for
6450 affordable housing tax credits pursuant to subsections (a) to (i),
6451 inclusive, of section 10-416b.

6452 (b) The [Commissioner of Economic and Community Development,
6453 in consultation with the Commission on Culture and Tourism,]
6454 executive director of the Connecticut Housing Finance Authority may
6455 adopt [regulations, pursuant to chapter 54] written procedures, in
6456 accordance with section 1-121, for monitoring of projects that qualify
6457 for affordable housing tax credits pursuant to subsections (a) to (i),
6458 inclusive, of section 10-416b by the [Department of Economic and
6459 Community Development] Connecticut Housing Finance Authority, or
6460 by local housing authorities, municipalities, other public agencies or
6461 quasi-public agencies, as defined in section 1-120, designated by the
6462 [department] authority. Such [regulations] written procedures shall
6463 include provisions for ensuring that affordable units developed under
6464 subdivision [(3)] (2) of subsection (e) of section 10-416b are maintained
6465 as affordable for a minimum of ten years and may require deed
6466 restrictions or other fiscal mechanisms designed to ensure compliance
6467 with project requirements.

6468 Sec. 116. Section 8-68j of the general statutes is repealed and the
6469 following is substituted in lieu thereof (*Effective July 1, 2009*):

6470 (a) As used in this section:

6471 (1) ["Commissioner"] "Executive director of the authority" means the
6472 [Commissioner of Economic and Community Development] executive
6473 director of the Connecticut Housing Finance Authority;

6474 (2) "Connecticut Housing Finance Authority" means the authority
6475 created and operating pursuant to the provisions of chapter 134;

6476 (3) "Financially distressed development" means a housing
6477 development owned by a housing authority and subject to an asset
6478 that was transferred from the Department of Economic and
6479 Community Development to the Connecticut Housing Finance
6480 Authority pursuant to section 8-37u or subdivision (3) of section 32-11;
6481 and

6482 (4) "Housing authority" means a local housing authority owning a
6483 financially distressed development.

6484 (b) Notwithstanding any provision of the general statutes, a housing
6485 authority may, with the approval of the [Commissioner of Economic
6486 and Community Development] executive director of the Connecticut
6487 Housing Finance Authority, quit claim or otherwise transfer its interest
6488 in a financially distressed development to the Connecticut Housing
6489 Finance Authority. The [commissioner] executive director of the
6490 authority may grant such approval upon an express finding that: (1)
6491 The housing authority is financially unable to maintain the
6492 development; (2) there is no reasonable prospect that the housing
6493 authority will be able to maintain the property in the future; (3) the
6494 housing authority has requested to transfer the development; and (4)
6495 the Connecticut Housing Finance Authority is prepared to accept the
6496 transfer.

6497 Sec. 117. Section 8-78 of the general statutes is repealed and the

6498 following is substituted in lieu thereof (*Effective July 1, 2009*):

6499 The aggregate amount of all bonds and notes issued by the state
6500 pursuant to subsection (a) of section 8-80 to meet its obligations under
6501 assistance agreements for moderate rental housing projects entered
6502 into by it shall not exceed the sum of (1) one hundred sixty-nine
6503 million one hundred thirty-two thousand four hundred thirty-five
6504 dollars, exclusive of any notes or bonds, the avails of which shall be
6505 used for the purpose of refunding outstanding notes or bonds issued
6506 for said purposes, and (2) twenty-eight million dollars, provided the
6507 proceeds of such bonds and notes issued pursuant to the authorization
6508 in subdivision (2) of this section shall be made available for use only
6509 with respect to moderate rental housing projects. In considering
6510 housing projects for use of the bond proceeds, the [Department of
6511 Economic and Community Development] Connecticut Housing
6512 Finance Authority shall attempt to capture all federal Section 8
6513 subsidies, for family, elderly, and congregate housing units available
6514 to the [Department of Economic and Community Development]
6515 Connecticut Housing Finance Authority, Connecticut Housing Finance
6516 Authority or from other sources; encourage the construction or
6517 rehabilitation of multifamily rental projects which meet the Mortgage
6518 and Revenue Bond Tax Act of 1980 criteria for moderate income; and
6519 utilize any other federal subsidy programs for low and moderate
6520 income housing which may become available now or in the future,
6521 provided the state bonds can be adequately secured and the intent of
6522 this section can be assured. The [Department of Economic and
6523 Community Development] Connecticut Housing Finance Authority
6524 may also enter into joint loan participations with other financing
6525 sources in order to maximize the number of housing units produced
6526 for the amount allocated.

6527 Sec. 118. Section 8-119*ll* of the general statutes is repealed and the
6528 following is substituted in lieu thereof (*Effective July 1, 2009*):

6529 Annually, the [Department of Economic and Community
6530 Development in consultation with the] Connecticut Housing Finance

6531 Authority shall conduct a comprehensive assessment of current and
6532 future needs for rental assistance under section 8-119kk for housing
6533 projects for the state's elderly and disabled. Not later than April 1,
6534 2006, the results of the first such analysis shall be presented to the
6535 select committee of the General Assembly having cognizance of
6536 matters relating to housing, in accordance with section 11-4a. Any
6537 analyses submitted after April 1, 2006, shall be incorporated into the
6538 report required pursuant to section 32-1m.

6539 Sec. 119. Section 8-163 of the general statutes is repealed and the
6540 following is substituted in lieu thereof (*Effective July 1, 2009*):

6541 As used in this part:

6542 (a) "Redevelopment area" means those areas of this state designated
6543 as redevelopment areas by the Secretary of Commerce acting pursuant
6544 to Public Law 136 of the 89th Congress of the United States;

6545 (b) "Municipality" means any town, city or borough of this state;

6546 (c) The "Public Works and Economic Development Act" means
6547 Public Law 136 of the 89th Congress of the United States, as amended;

6548 (d) "Small Business Investment Act" means Public Law 699 of the
6549 85th Congress of the United States, as amended;

6550 (e) "Overall economic development program" means the overall
6551 program for the economic development of an area designated as a
6552 "redevelopment area" in accordance with the provisions of the Public
6553 Works and Economic Development Act and all administrative
6554 regulations and determinations promulgated thereto;

6555 (f) "Regional planning agency" means the regional planning agency
6556 created under chapter 127;

6557 (g) "Municipal economic development commissions" and "regional
6558 economic development commissions" means those commissions
6559 established under sections 7-136 and 7-137;

6560 (h) "Small business" means a concern which is independently
6561 owned and operated and which is not dominant in its field of
6562 operations, as provided in the Small Business Investment Act;

6563 (i) "State and local development companies" means those
6564 enterprises operated under state or local law with the authority to
6565 promote and assist the growth and development of business concerns
6566 in the areas covered by their operations, as defined in Sections 501 and
6567 502 of the Small Business Investment Act;

6568 (j) "Industrial or business project" means any and all projects which
6569 qualify for assistance under the provisions of either the Public Works
6570 and Economic Development Act or the Small Business Investment Act,
6571 or both;

6572 (k) "Nonfederal share" means that portion of the excess of the net
6573 cost of the project, as determined by the Department of [Economic
6574 and] Community Development, over either the federal loan or grant-
6575 in-aid thereof, or the federal guaranteed loan as provided for in either
6576 the Public Works and Economic Development Act or the Small
6577 Business Investment Act, or both; and

6578 (l) "Small business development center" means that local agency or
6579 organization as defined or designated by the Small Business
6580 Administration or other appropriate federal agency or, in the absence
6581 of such federal designation, that agency or organization designated by
6582 the legislative body of the municipality and approved by the
6583 Department of [Economic and] Community Development, which has
6584 as its function in whole or in part the developing of local
6585 entrepreneurship through rendering of consultive, technical,
6586 educational and financial assistance and will serve to seek qualified
6587 applicants for loans and other assistance from federal, state, local,
6588 public and private agencies in furtherance of the objective of
6589 establishing and stimulating the growth of small business enterprises
6590 particularly as related to the low-income groups within the
6591 community. Such center may be a municipal or regional economic

6592 development commission, a municipal bureau or agency, a local or
6593 regional development corporation or an appropriate private agency.

6594 Sec. 120. Section 8-166 of the general statutes is repealed and the
6595 following is substituted in lieu thereof (*Effective July 1, 2009*):

6596 (a) An application under the provisions of either the Public Works
6597 and Economic Development Act or the Small Business Investment Act
6598 may be made on behalf of the state by a department, board,
6599 commission or agency, after prior written approval of such application
6600 has been given by the Department of [Economic and] Community
6601 Development. Written request for such approval shall be made to the
6602 Department of [Economic and] Community Development and the
6603 department shall, within thirty days of receipt of such request, either
6604 approve or disapprove of either the entire application or a part thereof.

6605 (b) An application under the provisions of either of the federal acts
6606 may be made on behalf of any municipality by its chief executive
6607 officer after prior written approval of such application has been given
6608 by the legislative body of such municipality. Written request for such
6609 approval shall be made by such chief executive officer and such
6610 legislative body shall, within thirty days after receipt of such request,
6611 either approve or disapprove of either the entire application or a part
6612 thereof. If such legislative body does not disapprove of all or any part
6613 of such application within thirty days from the receipt of such written
6614 request, it shall be deemed to have approved the application.

6615 (c) Individual persons or small businesses or regional planning
6616 agencies or municipal economic development commissions or state or
6617 local development companies in this state may participate in any part
6618 of the program offered by the federal government under said acts. Any
6619 corporation may make application and participate in any programs
6620 established under said acts in the manner and to the extent authorized
6621 by vote of its board of directors.

6622 Sec. 121. Section 8-167 of the general statutes is repealed and the
6623 following is substituted in lieu thereof (*Effective July 1, 2009*):

6624 (a) The Department of [Economic and] Community Development is
6625 authorized on behalf of the state to make any determination or
6626 certification required by the provisions of either of said acts or
6627 regulations promulgated under the provisions thereof.

6628 (b) The Department of [Economic and] Community Development is
6629 authorized, on behalf of the state, to reimburse small business
6630 development centers in amounts up to one-half the nonfederal share of
6631 the cost of providing applicants for Small Business Administration and
6632 business loan programs of other federal agencies, particularly
6633 economic opportunity loans and Section 502 loans, with necessary
6634 technical, advisory, management or other counseling assistance up to a
6635 maximum amount of ten thousand dollars per annum. If no federal
6636 support is available, the Department of [Economic and] Community
6637 Development is authorized on behalf of the state to reimburse each of
6638 such small business development centers for up to one-half of the cost
6639 of providing the above-described services, in amounts not exceeding
6640 ten thousand dollars per annum. Any small business development
6641 center receiving such state assistance shall apply to the Department of
6642 [Economic and] Community Development for such reimbursement
6643 with all appropriate documentation needed to support such
6644 application.

6645 Sec. 122. Section 8-169w of the general statutes is repealed and the
6646 following is substituted in lieu thereof (*Effective July 1, 2009*):

6647 (a) A fund to be known as the "Urban Homesteading Fund" is
6648 hereby created. Said fund shall be used (1) on a revolving basis to aid
6649 any urban homesteading agency in accordance with section 8-169q, in
6650 providing financial assistance to urban homesteaders in the form of
6651 loans or deferred loans for the purchase and rehabilitation of, or
6652 construction on, urban homestead program property, and (2) to aid
6653 any urban homesteading agency in accordance with section 8-169q, in
6654 providing financial assistance to the community housing development
6655 corporation chartered under section 8-218f in the form of grants for the
6656 purchase and rehabilitation of, or construction on, urban homestead

6657 program property. The [Commissioner of Economic and Community
6658 Development] executive director of the Connecticut Housing Finance
6659 Authority may authorize loans or deferred loans under subdivision (1)
6660 of this subsection from said fund as requested and approved by the
6661 urban homesteading agency in such municipality, subject to the
6662 applicable provisions of section 8-169u. In the case of a deferred loan,
6663 the contract shall require that payments on interest are due
6664 immediately but that payments on principal may be made at a later
6665 time. Such fund shall also be used on a revolving basis to aid any
6666 nonprofit corporation incorporated pursuant to chapter 602 or any
6667 predecessor statutes thereto, having as one of its purposes the
6668 construction, rehabilitation, ownership or operation of housing and
6669 having articles of incorporation approved by the [Commissioner of
6670 Economic and Community Development] executive director of the
6671 Connecticut Housing Finance Authority, which is an urban
6672 homesteader as defined in section 8-169p. A nonprofit corporation
6673 shall notify the chief elected official of the municipality in which it is
6674 located at the time a loan or deferred loan application is submitted to
6675 the [Department of Economic and Community Development]
6676 Connecticut Housing Finance Authority in accordance with this
6677 section. The [commissioner] executive director of the authority may
6678 charge the fund for any necessary costs of administering such loan or
6679 deferred loan programs.

6680 (b) The [Commissioner of Economic and Community Development]
6681 executive director of the Connecticut Housing Finance Authority shall
6682 charge and collect interest on each loan or deferred loan extended
6683 under this section at a rate to be determined in accordance with
6684 subsection (t) of section 3-20. Payments of principal and interest on
6685 such loans or deferred loans shall be paid to the Treasurer for deposit
6686 to the credit of the Housing Repayment and Revolving Loan Fund.

6687 (c) The [Commissioner of Economic and Community Development]
6688 executive director of the Connecticut Housing Finance Authority shall
6689 adopt [regulations in accordance with chapter 54] written procedures,
6690 in accordance with section 1-121, to carry out the provisions of sections

6691 8-169o to 8-169v, inclusive, and this section. Such [regulations] written
6692 procedures shall (1) establish loan procedures, repayment terms,
6693 security requirements, default and remedy provisions and such other
6694 terms and conditions for said loans as said [commissioner] executive
6695 director of the authority shall deem appropriate, and (2) establish
6696 procedures for the making of grants under section 8-169u and
6697 subdivision (2) of subsection (a) of this section.

6698 (d) For the purposes of subsections (a) to (c), inclusive, of this
6699 section, the State Bond Commission shall have power, in accordance
6700 with the provisions of this section, from time to time to authorize the
6701 issuance of bonds of the state in one or more series and in principal
6702 amounts not exceeding in the aggregate one million five hundred
6703 thousand dollars, the proceeds of the sale of which shall be used by the
6704 [Department of Economic and Community Development] Connecticut
6705 Housing Finance Authority for the provision of financial assistance
6706 under section 8-169u and this section.

6707 (e) All provisions of section 3-20 or the exercise of any right or
6708 power granted thereby which are not inconsistent with the provisions
6709 of this section are hereby adopted and shall apply to all bonds
6710 authorized by the State Bond Commission pursuant to this section and
6711 temporary notes in anticipation of the money to be derived from the
6712 sale of any such bonds so authorized may be issued in accordance with
6713 said section 3-20 and from time to time renewed. Such bonds shall
6714 mature at such time or times not exceeding twenty years from their
6715 respective dates as may be provided in or pursuant to the resolution or
6716 resolutions of the State Bond Commission authorizing such bonds.
6717 Such bonds issued pursuant to this section shall be general obligations
6718 of the state and the full faith and credit of the state of Connecticut are
6719 pledged for the payment of the principal of and interest on such bonds
6720 as the same become due, and accordingly and as part of the contract of
6721 the state with the holders of such bonds, appropriation of all amounts
6722 necessary for punctual payment of such principal and interest is
6723 hereby made and the Treasurer shall pay such principal and interest as
6724 the same become due.

6725 Sec. 123. Section 8-206 of the general statutes is repealed and the
6726 following is substituted in lieu thereof (*Effective July 1, 2009*):

6727 (a) The [Commissioner of Economic and Community Development]
6728 executive director of the Connecticut Housing Finance Authority shall
6729 (1) administer and direct the operations of the [Department of
6730 Economic and Community Development] Connecticut Housing
6731 Finance Authority; (2) advise and inform municipal officials, local
6732 housing authorities, [the Connecticut Housing Authority,] public
6733 development agencies and other agencies and groups about housing,
6734 redevelopment, urban renewal and community development and shall
6735 collect and disseminate information pertaining thereto, including
6736 information about federal, state and private assistance programs and
6737 services pertaining thereto; (3) inquire into the utilization of state
6738 government resources, coordinate federal and state activities for
6739 assistance in and solution of problems of housing, redevelopment,
6740 urban renewal and community development and shall inform and
6741 advise the Governor about and propose legislation concerning such
6742 problems; (4) conduct, encourage and maintain research and studies
6743 relating to housing, redevelopment, urban renewal and community
6744 development problems; (5) prepare and review model ordinances and
6745 charters relating to these areas; (6) maintain an inventory of data and
6746 information and act as a clearing house and referral agency for
6747 information on state and federal programs and services relative to
6748 housing and community development; (7) conduct, encourage and
6749 maintain research and studies and advise municipal officials
6750 concerning forms of intergovernmental cooperation and cooperation
6751 between public and private agencies designed to advance programs of
6752 housing, redevelopment, urban renewal and community development;
6753 (8) promote and assist the formation of local housing authorities and
6754 other agencies or organizations appropriate to the purposes of this
6755 chapter; and (9) inform the public regarding the rights and obligations
6756 of landlords and tenants as provided in chapters 830, 831 and 832 and
6757 respond to any inquiries from the public on such matters.

6758 (b) The [commissioner] executive director of the authority may

6759 determine the qualifications of personnel or consultants to be engaged
6760 in connection with the provision of any state assistance or
6761 administration provided by the [Department of Economic and
6762 Community Development] Connecticut Housing Finance Authority.

6763 (c) The [Commissioner of Economic and Community Development]
6764 executive director of the Connecticut Housing Finance Authority may
6765 make available technical and financial assistance and advisory services
6766 to any municipality, municipal agency, local housing authority, human
6767 resource development agency, regional planning agency, regional
6768 council of elected officials, regional council of governments, housing
6769 sponsor, prospective housing sponsor or other appropriate agency, or
6770 the Connecticut Housing Authority, for any activity pertinent to the
6771 development, preservation, repair or rehabilitation of housing or for
6772 urban renewal, redevelopment or community development activities
6773 as defined in chapter 130, provided any financial assistance to a
6774 regional planning agency, regional council of governments or a
6775 regional council of elected officials shall have the prior approval of the
6776 Secretary of the Office of Policy and Management, or his designee.
6777 Financial, technical or advisory assistance shall be rendered upon such
6778 contractual arrangements as may be agreed upon by the
6779 [commissioner] executive director of the authority and any such
6780 municipality, agency, authority, council or sponsor in accordance with
6781 their respective needs.

6782 (d) The [Commissioner of Economic and Community Development
6783 is authorized to] executive director of the Connecticut Housing
6784 Finance Authority may do all things necessary to apply for, qualify for
6785 and accept any federal funds made available or allotted under any
6786 federal act for any activities which may be pertinent to the purposes of
6787 this chapter and chapters 128, 129, 130, 135 and 136 and said
6788 [commissioner] executive director of the authority shall administer any
6789 such funds allotted to the [department] authority in accordance with
6790 federal law. The [commissioner] executive director of the authority
6791 may enter into contracts with the federal government concerning the
6792 use and repayment of such funds under any such federal act, the

6793 prosecution of the work under any such contract and the establishment
6794 of and disbursement from a separate account in which federal and
6795 state funds estimated to be required for plan preparation or other
6796 eligible activities under such federal act shall be kept. Said account
6797 shall not be a part of the General Fund of the state or any subdivision
6798 of the state. Unless otherwise required by federal law or regulation,
6799 any federal housing assistance funding made available at the state
6800 level shall be allocated in accordance with the housing plan prepared
6801 pursuant to the provisions of section 8-37t. Such allocation shall, to the
6802 maximum extent possible, reflect the types and distribution of housing
6803 needs in all parts of the state and the resources required by the
6804 [department, the] Connecticut Housing Finance Authority or other
6805 appropriate agencies to meet those needs.

6806 (e) The powers and duties enumerated in this section shall be in
6807 addition to and shall not limit any other powers or duties of the
6808 [Commissioner of Economic and Community Development] executive
6809 director of the Connecticut Housing Finance Authority contained in
6810 any other law.

6811 Sec. 124. Section 8-206d of the general statutes is repealed and the
6812 following is substituted in lieu thereof (*Effective July 1, 2009*):

6813 The [Commissioner of Economic and Community Development]
6814 executive director of the Connecticut Housing Finance Authority shall
6815 administer an emergency fuel assistance program to provide: (1)
6816 Emergency fuel assistance on behalf of private, nonprofit group homes
6817 and halfway houses receiving state aid and licensed by or under
6818 contract with the Department of Public Health, the Department of
6819 Children and Families, the Department of Mental Health and
6820 Addiction Services, the Department of Correction or the Department of
6821 Developmental Services, provided no group home or halfway house
6822 shall receive emergency fuel assistance in excess of one thousand
6823 dollars unless the [commissioner] executive director of the authority
6824 finds additional assistance is necessary to protect the health and safety
6825 of the residents of such group home or halfway house; (2) grants to

6826 municipalities for emergency fuel assistance to receivers of rents
6827 appointed pursuant to section 47a-56a, to prevent and respond to
6828 abandonment by landlords of tenant-occupied dwelling units,
6829 provided no municipality shall receive an amount in excess of one
6830 thousand five hundred dollars for each receivership established within
6831 such municipality unless the [commissioner] executive director of the
6832 authority finds additional assistance is necessary to protect the health
6833 and safety of the residents of such dwelling units; and (3) emergency
6834 fuel assistance to housing authorities for state-financed housing
6835 projects, for fuel costs incurred after October 1, 1979. The
6836 [commissioner] executive director of the authority shall adopt
6837 [regulations, in accordance with the provisions of chapter 54] written
6838 procedures, in accordance with section 1-121, establishing eligibility
6839 criteria for the distribution of state funds appropriated to the
6840 [Department of Economic and Community Development] Connecticut
6841 Housing Finance Authority for such program. The [commissioner]
6842 executive director of the authority may, in his discretion and based on
6843 his determination of need, allocate any funds appropriated for the
6844 purposes of this section among group homes and halfway houses,
6845 municipalities and housing authorities.

6846 Sec. 125. Section 8-208b of the general statutes is repealed and the
6847 following is substituted in lieu thereof (*Effective July 1, 2009*):

6848 (a) A Neighborhood Housing Services Program Fund is hereby
6849 created. There shall be deposited in said fund all moneys received by
6850 or appropriated to the [Department of Economic and Community
6851 Development] Connecticut Housing Finance Authority from time to
6852 time therefor. Amounts in said fund shall be used for the purpose of
6853 making grants-in-aid to any duly organized neighborhood housing
6854 services corporation in the state, pursuant to subsection (b) of this
6855 section.

6856 (b) In order to stimulate development of partnerships of the public
6857 and private sectors of the urban community committed to stemming
6858 neighborhood decline, the state, acting by and in the discretion of the

6859 [Commissioner of Economic and Community Development] executive
6860 director of the Connecticut Housing Finance Authority, may enter into
6861 a contract with any duly organized neighborhood housing services
6862 corporation in the state. Such contract shall provide for state financial
6863 assistance in the form of a state grant-in-aid equal to twice the amount
6864 of the federal grant-in-aid received by such corporation but not to
6865 exceed one hundred thousand dollars.

6866 (c) "Neighborhood housing services program" means a program
6867 developed by the Neighborhood Reinvestment Corporation of the
6868 United States government to stimulate reinvestment in the urban
6869 neighborhood. "Neighborhood housing services corporation" means a
6870 private, nonprofit, community based corporation organized pursuant
6871 to the establishment of a neighborhood housing services program. The
6872 significant features of a neighborhood housing services corporation
6873 include: (1) Government by a local board of directors composed of
6874 neighborhood residents and financial industry representatives; (2) use
6875 of a revolving loan fund to make loans to residents of the
6876 neighborhood who cannot meet normal commercial credit
6877 requirements for the purpose of bringing homes in the neighborhood
6878 up to code standards; (3) contributions to the loan fund by, among
6879 others, foundations, local business and industry, local government and
6880 the Neighborhood Reinvestment Corporation; and (4) operation of a
6881 systematic housing inspection and code compliance program for
6882 homeowners which includes rehabilitation counseling, construction
6883 monitoring and financial counseling.

6884 Sec. 126. Section 8-214a of the general statutes is repealed and the
6885 following is substituted in lieu thereof (*Effective July 1, 2009*):

6886 (a) For the purposes described in subsection (b) of this section, the
6887 State Bond Commission shall have the power, from time to time to
6888 authorize the issuance of bonds of the state in one or more series and
6889 in principal amounts not exceeding in the aggregate three million
6890 dollars.

6891 (b) The proceeds of the sale of said bonds, to the extent of the
6892 amount stated in subsection (a) of this section, shall be used by the
6893 [Department of Economic and Community Development] Connecticut
6894 Housing Finance Authority for the purpose of housing site
6895 development in accordance with section 8-213a and section 8-216b.

6896 (c) All provisions of section 3-20, or the exercise of any right or
6897 power granted thereby which are not inconsistent with the provisions
6898 of this section are hereby adopted and shall apply to all bonds
6899 authorized by the State Bond Commission pursuant to this section, and
6900 temporary notes in anticipation of the money to be derived from the
6901 sale of any such bonds so authorized may be issued in accordance with
6902 said section 3-20 and from time to time renewed. Such bonds shall
6903 mature at such time or times not exceeding twenty years from their
6904 respective dates as may be provided in or pursuant to the resolution or
6905 resolutions of the State Bond Commission authorizing such bonds.
6906 None of said bonds shall be authorized except upon a finding by the
6907 State Bond Commission that there has been filed with it a request for
6908 such authorization, which is signed by or on behalf of the
6909 [Commissioner of Economic and Community Development] executive
6910 director of the Connecticut Housing Finance Authority and states such
6911 terms and conditions as said commission, in its discretion, may
6912 require. Said bonds issued pursuant to this section shall be general
6913 obligations of the state and the full faith and credit of the state of
6914 Connecticut are pledged for the payment of the principal of and
6915 interest on said bonds as the same become due, and accordingly and as
6916 part of the contract of the state with the holders of said bonds,
6917 appropriation of all amounts necessary for punctual payment of such
6918 principal and interest is hereby made, and the Treasurer shall pay such
6919 principal and interest as the same become due.

6920 Sec. 127. Section 8-214e of the general statutes is repealed and the
6921 following is substituted in lieu thereof (*Effective July 1, 2009*):

6922 (a) For the purposes described in sections 8-214b to 8-214d,
6923 inclusive, the State Bond Commission shall have the power, from time

6924 to time, to authorize the issuance of bonds of the state in one or more
6925 series and in principal amounts not exceeding in the aggregate one
6926 million dollars. The proceeds of the sale of such bonds shall be
6927 deposited in the fund designated the "Community Housing Land Bank
6928 and Land Trust Fund" and used by the [Department of Economic and
6929 Community Development] Connecticut Housing Finance Authority to
6930 make the grants-in-aid, loans or deferred loans pursuant to subsection
6931 (a) of section 8-214d.

6932 (b) All provisions of section 3-20, or the exercise of any right or
6933 power granted thereby, which are not inconsistent with the provisions
6934 of this section, are hereby adopted and shall apply to all bonds
6935 authorized by the State Bond Commission pursuant to this section, and
6936 temporary notes in anticipation of the money to be derived from the
6937 sale of any such bonds so authorized may be issued in accordance with
6938 said section 3-20 and from time to time renewed. Such bonds shall
6939 mature at such time or times not exceeding twenty years from their
6940 respective dates as may be provided in or pursuant to the resolution or
6941 resolutions of the State Bond Commission authorizing such bonds.
6942 None of said bonds shall be authorized except upon a finding by the
6943 State Bond Commission that there has been filed with it a request for
6944 such authorization, which is signed by or on behalf of the
6945 [Commissioner of Economic and Community Development] executive
6946 director of the Connecticut Housing Finance Authority and states such
6947 terms and conditions as said commission, in its discretion, may
6948 require. Said bonds issued pursuant to this section shall be general
6949 obligations of the state and the full faith and credit of the state of
6950 Connecticut are pledged for the payment of the principal of and
6951 interest on said bonds as the same become due, and accordingly and as
6952 part of the contract of the state with the holders of said bonds,
6953 appropriation of all amounts necessary for punctual payment of such
6954 principal and interest is hereby made, and the Treasurer shall pay such
6955 principal and interest as the same become due.

6956 Sec. 128. Section 8-216c of the general statutes is repealed and the
6957 following is substituted in lieu thereof (*Effective July 1, 2009*):

6958 (a) As used in this section, "nonprofit corporation" means a
6959 nonprofit corporation incorporated pursuant to chapter 602 or any
6960 predecessor statutes thereto, having as one of its purposes the
6961 construction, rehabilitation, ownership or operation of housing.

6962 (b) The [Commissioner of Economic and Community Development]
6963 executive director of the Connecticut Housing Finance Authority shall
6964 establish a pilot program of financial assistance in the form of loans,
6965 deferred loans and grants-in-aid to nonprofit corporations for not more
6966 than five developments of rental, mutual or limited equity cooperative
6967 housing for low and moderate income persons and families. Financial
6968 assistance provided under this section shall be on such terms and
6969 conditions as prescribed by the [commissioner] executive director of
6970 the authority and shall be in an amount equal to one hundred per cent
6971 of the cost incurred for the acquisition of land and buildings,
6972 construction and any other costs determined by the [commissioner]
6973 executive director of the authority to be reasonable and necessary.
6974 Financial assistance shall be for permanent financing only and shall
6975 not be used for construction financing. Any development receiving
6976 financial assistance under this section shall not be eligible for
6977 construction financing under any program operated by the
6978 [Department of Economic and Community Development or the]
6979 Connecticut Housing Finance Authority. Financial assistance shall be
6980 released upon (1) completion of a development in accordance with
6981 plans and specifications approved by the [commissioner] executive
6982 director of the authority and final inspection by the [commissioner]
6983 executive director of the authority, (2) issuance of a certificate of
6984 occupancy by the building official of the municipality in which the
6985 housing is located, and (3) the signing of leases for eighty per cent of
6986 the units in the development. The [commissioner] executive director of
6987 the authority may enter into an agreement with a nonprofit
6988 corporation for financial assistance under this section upon approval of
6989 the development by the State Bond Commission. Applicants receiving
6990 financial assistance under this section may retain not more than ten per
6991 cent of such assistance as a developer's administrative fee. The

6992 [commissioner] executive director of the authority, upon request of the
6993 developer of an approved development, may advance financial
6994 assistance to reimburse such developer for costs incurred prior to a
6995 construction loan closing, provided such costs were included in the
6996 development budget approved by the [commissioner] executive
6997 director of the authority. Any loan or deferred loans made under this
6998 program shall bear interest at a rate not exceeding three per cent per
6999 annum and shall be for a term of not less than twenty-five but not
7000 more than forty years.

7001 (c) To be eligible for financial assistance under this section a
7002 development shall: (1) Consist of not more than thirty units per
7003 development and may have from one to four bedrooms per unit, with
7004 priority being given to units with three or four bedrooms; (2) be in
7005 conformance with all local zoning and other applicable land use
7006 requirements; (3) be within total development cost limits based on
7007 annual high cost limits for housing established by the United States
7008 Department of Housing and Urban Development under the Section
7009 221d(3) program as described in 12 USC 1715l; (4) be occupied not
7010 more than eighteen months after the date of approval by the State
7011 Bond Commission; (5) be marketed pursuant to an affirmative fair
7012 housing marketing plan; and (6) be consistent with the criteria of the
7013 state comprehensive housing affordability strategy adopted under the
7014 Cranston-Gonzalez National Affordable Housing Act (42 USC 12705).

7015 (d) The [commissioner] executive director of the authority shall
7016 select developments for funding by a competitive process based on
7017 consideration of the following: (1) The record of the applicant in
7018 providing housing for low and moderate income persons and families;
7019 (2) total development costs based on unit size relative to such costs in
7020 other applications; and (3) the number of three or four bedroom units
7021 in the proposed development.

7022 (e) Applicants shall provide the [commissioner] executive director
7023 of the authority with the following: (1) Evidence of zoning compliance
7024 and of site control; (2) a letter of interest from a construction financing

7025 source; (3) a statement showing sources of funding and that
7026 development costs are within costs limits established for financial
7027 assistance under this section; (4) an operating statement showing rents
7028 or carrying costs and operating costs, including taxes and debt service;
7029 (5) a letter of interest from a general contractor that includes a
7030 construction price; (6) a construction cost budget; (7) architectural
7031 plans and outline specifications; (8) evidence of the marketability of
7032 the units in the developments at the proposed rent; (9) a projected time
7033 frame for the completion of the development until occupancy; and (10)
7034 any other reasonable documentation requested by the [commissioner]
7035 executive director of the authority to verify the feasibility of the
7036 development.

7037 (f) Notwithstanding the provisions of the general statutes, any
7038 requirement that state-assisted rental housing be limited to families
7039 whose total housing cost is less than a specific per cent of their
7040 adjusted gross income shall not apply to projects receiving financial
7041 assistance under this section unless the occupant is receiving federal or
7042 state rental assistance or the project was constructed under a federal
7043 program requiring such limitations.

7044 (g) The [commissioner] executive director of the authority may
7045 monitor each project receiving financial assistance under this section
7046 after completion and occupancy. The [commissioner] executive
7047 director of the authority may require the applicant to submit periodic
7048 reports on the development concerning operation and financial status,
7049 including a description of rents.

7050 (h) Notwithstanding the provisions of the general statutes, an
7051 applicant receiving financial assistance under this section shall not be
7052 required to comply with the provisions of the general statutes or
7053 regulations adopted thereunder concerning (1) competitive bidding;
7054 (2) procedures for the selection of a contractor, architect, engineer,
7055 appraiser or lawyer; and (3) design review standards. The selection of
7056 any professional services shall be at the discretion of the applicant and
7057 subject to the approval of the construction financing source.

7058 [(i) On or before January 1, 1995, the commissioner shall submit a
7059 report to the select committee of the General Assembly on housing on
7060 the program established under this section.]

7061 Sec. 129. Section 8-218 of the general statutes is repealed and the
7062 following is substituted in lieu thereof (*Effective July 1, 2009*):

7063 (a) The state, acting by and in the discretion of the [Commissioner of
7064 Economic and Community Development] executive director of the
7065 Connecticut Housing Finance Authority, may enter into a contract
7066 with a community housing development corporation or an eligible
7067 developer, as defined in section 8-39, for state financial assistance in
7068 the form of (1) a state grant-in-aid, loan, deferred loan, advance or any
7069 combination thereof equal to the cost to the community housing
7070 development corporation or eligible developer, as approved by the
7071 [commissioner] executive director of the authority, of developing or
7072 rehabilitating low and moderate income housing under section 8-217,
7073 but limited to the following expenses: Appraisals, title searches, legal
7074 fees, option agreements, architectural, engineering and consultants'
7075 fees, financing fees, closing costs and such other expenses as may be
7076 financed by a mortgage loan under any federal or state housing statute
7077 and incurred by a community housing development corporation or
7078 eligible developer prior to the disbursement of mortgage loan funds on
7079 account of such property; provided, to the extent such expenses are
7080 recovered by the community housing development corporation or the
7081 eligible developer from the mortgage loan or from the proceeds of a
7082 sale of such property, such expenses shall be repaid to the state or to a
7083 fund established pursuant to subsection (b) of this section; and (2) an
7084 additional grant-in-aid, loan, deferred loan or advance to such
7085 corporation or such developer for the development of housing which
7086 in the determination of the [commissioner] executive director of the
7087 authority contains a substantial number of dwelling units of three or
7088 more bedrooms provided (A) that the mortgage loan for such housing
7089 shall be eligible for insurance by the United States Department of
7090 Housing and Urban Development or for financing by the Connecticut
7091 Housing Finance Authority or the Farmers' Home Administration, and

7092 (B) that the [commissioner] executive director of the authority, after
7093 consultation with the United States Department of Housing and Urban
7094 Development [, the Connecticut Housing Finance Authority] or the
7095 Farmers' Home Administration, as the case may be, shall have
7096 determined that the mortgage loan on such housing would not be
7097 insurable in the absence of such additional financial assistance; such
7098 grant-in-aid, loan, deferred loan or advance shall be in lieu of any
7099 assistance to said housing under section 8-216 and shall be equal to the
7100 additional cost of construction caused by the inclusion of such
7101 dwelling units of three or more bedrooms in such housing, but in no
7102 event shall such grant-in-aid, loan, deferred loan or advance be greater
7103 than ten per cent of the cost of construction of such housing, as
7104 determined by the United States Department of Housing and Urban
7105 Development [, the Connecticut Housing Finance Authority] or the
7106 Farmers' Home Administration. The [commissioner] executive director
7107 of the authority may require that any assistance in the form of a loan or
7108 deferred loan be secured by a mortgage on such housing. In the case of
7109 a deferred loan, the contract shall require that payments on all or a
7110 portion of the interest are due currently but that payments on principal
7111 may be made at a later time.

7112 (b) The state, acting by and in the discretion of the [commissioner]
7113 executive director of the authority, may enter into a contract with a
7114 community housing development corporation or an eligible developer
7115 for state financial assistance in the form of a loan or deferred loan,
7116 which loan or deferred loan shall be used to establish and administer a
7117 revolving loan fund for the construction, rehabilitation and renovation
7118 of existing or planned low and moderate income housing, as approved
7119 by the [commissioner] executive director of the authority. Such fund
7120 may also consist of any state financial assistance received from a
7121 contract between said [commissioner] executive director of the
7122 authority and such community housing development corporation or
7123 eligible developer entered into pursuant to subsection (a) of this
7124 section, any proceeds recovered by such corporation or developer from
7125 any mortgage loan or from any loan or on account of such project or

7126 from the sale of such project and funds from any other source. Such
7127 fund shall be used by such corporation or developer, as approved by
7128 the [commissioner] executive director of the authority, for the expenses
7129 of acquisition, development, project selection, construction,
7130 rehabilitation, renovation and oversight of existing or planned low and
7131 moderate income housing or to make loans for construction,
7132 rehabilitation and renovation of such housing on such terms and
7133 conditions as the [commissioner] executive director of the authority
7134 may determine. Recipients of loans under this subsection for housing
7135 located in a distressed municipality, as defined in section 32-9p, may
7136 assign or prepay such loans with the approval of the community
7137 housing development corporation. In the case of housing developed or
7138 rehabilitated by a community housing development corporation in
7139 distressed municipalities as defined in section 32-9p, the policies of the
7140 [Department of Economic and Community Development] Connecticut
7141 Housing Finance Authority adopted under section 8-37dd, and the
7142 [regulations] written procedures of the [department] authority
7143 adopted under this section shall apply only to that portion of the
7144 assisted property which corresponds to the proportion of the state
7145 assistance to the property's value. The number of income-limited
7146 housing units shall be determined by multiplying the amount of the
7147 housing assistance by the total number of housing units in the assisted
7148 housing and dividing the product by the fair market value of the
7149 property. The result shall be rounded to the lower whole number.
7150 Notwithstanding the provisions of any statute to the contrary or any
7151 regulation adopted under this section or section 8-37dd, or any other
7152 statute or regulation, limiting the income of occupants of housing
7153 assisted under this section and not located in a distressed municipality,
7154 the income of occupants of units assisted under this section and
7155 located in distressed municipalities may be two hundred fifty per cent
7156 or less of the area median income, adjusted for family size, as
7157 determined from time to time by the United States Department of
7158 Housing and Urban Development.

7159 (c) The state, acting by and in the discretion of the [commissioner]

7160 executive director of the authority, may enter into a contract with a
7161 community housing development corporation for state financial
7162 assistance within available appropriations in the form of a grant-in-aid
7163 which shall be used by such community housing development
7164 corporation to provide grants, or to establish a revolving loan fund to
7165 provide loans or deferred loans for the purpose of making structural or
7166 interior or exterior modifications to any dwelling which may be
7167 necessary to make such dwelling accessible to and usable by persons
7168 having physical or mental disabilities. Such corporation may provide
7169 such grants, loans or deferred loans to (1) any owner of a single-family
7170 or multifamily dwelling, or (2) any tenant who furnishes satisfactory
7171 evidence that the owner of the dwelling in which the tenant resides has
7172 approved the intended structural or interior or exterior modifications.
7173 Any such loan or deferred loan may be prepaid at any time, without
7174 penalty, and the [commissioner] executive director of the authority
7175 shall release the lien on the property. In the case of housing developed
7176 or rehabilitated by a community housing development corporation in
7177 distressed municipalities as defined in section 32-9p, the policies of the
7178 [Department of Economic and Community Development] Connecticut
7179 Housing Finance Authority adopted under section 8-37dd, and any
7180 [regulation] written procedure of the [department] authority adopted
7181 under this section, shall apply only to that portion of the assisted
7182 property which corresponds to the proportion of the state assistance to
7183 the property's value. The number of income-limited housing units
7184 shall be determined by multiplying the amount of the housing
7185 assistance by the total number of housing units in the assisted housing
7186 and dividing the product by the fair market value of the property. The
7187 result shall be rounded to the lower whole number. Notwithstanding
7188 the provisions of any statute to the contrary or any regulation adopted
7189 under this section limiting the income of occupants of housing assisted
7190 under this section and not located in a distressed municipality, the
7191 income of occupants of units assisted under this section and located in
7192 distressed municipalities may be two hundred fifty per cent or less of
7193 the area median income, adjusted for family size, as determined from
7194 time to time by the United States Department of Housing and Urban

7195 Development.

7196 (d) The [Commissioner of Economic and Community Development]
7197 executive director of the Connecticut Housing Finance Authority shall
7198 enter into a contract with a community housing development
7199 corporation for state financial assistance in the form of a grant-in-aid
7200 which shall be used by such community housing development
7201 corporation to provide grants for the purpose of conversion of
7202 adaptable living units into units accessible to persons with disabilities
7203 and for reconversion of such units to adaptable living units. Eligible
7204 applicants shall include any tenant or owner of a unit in a complex or
7205 building subject to the provisions of section 29-273.

7206 (e) The [Commissioner of Economic and Community Development]
7207 executive director of the Connecticut Housing Finance Authority shall
7208 enter into a contract with a community housing development
7209 corporation for state financial assistance in the form of a grant-in-aid
7210 which shall be used by such community housing development
7211 corporation to provide grants, loans, deferred loans, loan guarantees,
7212 lines of credit, or any combination thereof, to eligible developers for
7213 activities that build, expand and enhance capacity, including, but not
7214 limited to, development of marketing or neighborhood strategic plans,
7215 professional staff training, technical assistance, predevelopment
7216 expenses as provided in subsection (a) of this section and other
7217 activities pursuant to section 8-217.

7218 (f) The [Commissioner of Economic and Community Development]
7219 executive director of the Connecticut Housing Finance Authority shall
7220 adopt [regulations, in accordance with chapter 54] written procedures,
7221 in accordance with section 1-121, to administer the programs
7222 established under subsections (c) and (d) of this section. Such
7223 [regulations] written procedures shall establish maximum income
7224 levels for tenants and homeowners and provide for adjustment of
7225 income for family size and medical expenses and may set maximum
7226 loan amounts for loans made under subsection (c) of this section that
7227 are not secured and for grants made under subsection (d) of this

7228 section.

7229 Sec. 130. Section 8-239a of the general statutes is repealed and the
7230 following is substituted in lieu thereof (*Effective July 1, 2009*):

7231 The powers and duties of the Department of Community Affairs
7232 and the Commissioner of Community Affairs under sections 8-228 to
7233 8-239, inclusive, are transferred to the [Department of Economic and
7234 Community Development] Connecticut Housing Finance Authority
7235 and the [Commissioner of Economic and Community Development]
7236 executive director of the Connecticut Housing Finance Authority.

7237 Sec. 131. Section 8-240m of the general statutes is repealed and the
7238 following is substituted in lieu thereof (*Effective July 1, 2009*):

7239 (a) The state, acting by and through the [Commissioner of Economic
7240 and Community Development] executive director of the Connecticut
7241 Housing Finance Authority, may provide financial assistance,
7242 including, without limitation financial assistance in the form of grants,
7243 loans and the purchase of capital stock, for the program established
7244 pursuant to subsection (a) of section 8-240k, upon the execution of a
7245 financial assistance agreement containing such terms and conditions as
7246 the [Commissioner of Economic and Community Development]
7247 executive director of the Connecticut Housing Finance Authority shall
7248 deem necessary and appropriate to fulfill the purposes of sections 8-
7249 240k to 8-240n, inclusive. Notwithstanding the provisions of section 4-
7250 66c, the [Commissioner of Economic and Community Development]
7251 executive director of the Connecticut Housing Finance Authority may
7252 provide such financial assistance from the proceeds of bonds
7253 authorized for the [Department of Economic and Community
7254 Development] Connecticut Housing Finance Authority pursuant to
7255 said section 4-66c.

7256 (b) The Connecticut Development Authority may provide financial
7257 assistance, including, without limitation, financial assistance in the
7258 form of grants, loans and the purchase of capital stock, for the program
7259 established pursuant to subsection (a) of section 8-240k, upon the

7260 execution of a financial assistance agreement containing such terms
7261 and conditions as the Connecticut Development Authority shall deem
7262 necessary and appropriate to fulfill the purposes of sections 8-240k to
7263 8-240n, inclusive.

7264 (c) The Connecticut Housing Finance Authority may provide
7265 financial assistance, including, without limitation, financial assistance
7266 in the form of grants, loans and the purchase of capital stock, for the
7267 program established pursuant to subsection (a) of section 8-240k, upon
7268 the execution of a financial assistance agreement containing such terms
7269 and conditions as the Connecticut Housing Finance Authority shall
7270 deem necessary and appropriate to fulfill the purposes of sections 8-
7271 240k to 8-240n, inclusive.

7272 Sec. 132. Section 8-243 of the general statutes is repealed and the
7273 following is substituted in lieu thereof (*Effective July 1, 2009*):

7274 The following terms shall have the following meanings unless the
7275 context clearly indicates another meaning and intent:

7276 (a) "Act" means this chapter as amended from time to time;

7277 (b) "Authority" means the Connecticut Housing Finance Authority
7278 as created under section 8-244;

7279 (c) "Housing", "housing project" or "project" means a work or
7280 undertaking having as its primary purpose the provision of safe and
7281 adequate housing and related facilities for low and moderate income
7282 families and persons, and includes existing dwelling units for low and
7283 moderate income families and persons, notwithstanding that said
7284 housing provides other dwelling accommodations in addition to the
7285 primary purpose of providing dwelling accommodations for low and
7286 moderate income families and persons;

7287 (d) "Related facilities" means commercial, office, health, welfare,
7288 administrative, recreational, community and service facilities
7289 incidental and pertinent to housing as determined by the authority;

7290 (e) "Rents", "rentals" or "carrying charges" means the charges,
7291 excluding security deposits and down payments, paid for occupancy
7292 of housing financed or assisted under this chapter, whether such
7293 housing is owned or operated on a landlord-tenant or home ownership
7294 basis or as a condominium or a cooperative;

7295 (f) "Project cost" means the sum total of all costs incurred in the
7296 development of a housing project, which are approved by the
7297 authority as reasonable and necessary, including, but not limited to (1)
7298 costs of land acquisition and any buildings thereon; (2) costs of site
7299 preparation, demolition and development; (3) architectural,
7300 engineering, legal, authority and other fees and charges paid or
7301 payable in connection with the planning, execution and financing of
7302 the project; (4) cost of necessary studies, surveys, plans and permits; (5)
7303 insurance, interest, financing, tax and assessment costs and other
7304 operating and carrying costs during construction; (6) cost of
7305 construction or reconstruction, and fixtures and equipment related to
7306 such construction or reconstruction; (7) cost of land improvements; (8)
7307 necessary expenses in connection with the initial occupancy of the
7308 project; (9) a reasonable profit or fee to the builder and developer; (10)
7309 an allowance established by the authority for working capital,
7310 replacement and contingency reserves, and reserves for any
7311 anticipated operating deficits during the first two years of occupancy;
7312 (11) the cost of such other items, including tenant relocation, as the
7313 authority shall deem to be reasonable and necessary for the
7314 development of the project, less any and all net rents and other net
7315 revenues received from the operation of the real and personal property
7316 on the project site during construction;

7317 (g) "Development costs" means the costs approved by the authority
7318 as appropriate expenditures which may be incurred prior to initial
7319 disbursement of mortgage loan proceeds, including, but not limited to:
7320 (1) Payments for options to purchase properties for the proposed
7321 project, deposits on contracts of purchase or, with the prior approval of
7322 the authority, payments for the purchase of such properties; (2) legal,
7323 organizational and marketing expenses, including payment of

7324 attorneys' and consultants' fees, project management and clerical staff
7325 salaries, office rent and other incidental expenses; (3) payment of fees
7326 for preliminary feasibility studies and advances for planning,
7327 architectural and engineering work and land surveys and soil tests; (4)
7328 expenses of surveys as to need and market analyses; (5) necessary
7329 application and other fees to federal, state and local government
7330 agencies; and (6) such other expenses as the authority may deem
7331 appropriate to effectuate the purposes of this chapter;

7332 (h) "Low and moderate income families and persons" means
7333 families and persons who lack the amount of income necessary as
7334 determined by the authority, to rent or purchase safe and adequate
7335 housing without special financial assistance not reasonably available.
7336 The income limits for the admission of such families and persons to
7337 housing built or financed or assisted under this chapter shall be
7338 established by this authority;

7339 (i) "Assisted mortgage financing" means a below market interest
7340 rate mortgage insured or purchased, or a loan made, by the Secretary
7341 of the United States Department of Housing and Urban Development;
7342 a market interest rate mortgage insured or purchased, or a loan made,
7343 in combination with, or as augmented by, a program of rent
7344 supplements, interest subsidies or interest reduction payments,
7345 leasing, contributions or grants, or other programs now or hereafter
7346 authorized by federal law to serve low and moderate income families
7347 and persons; a mortgage loan made or insured pursuant to this
7348 chapter; or any combination of such loans, mortgage insurance or
7349 other assistance;

7350 (j) "Mortgage" means a mortgage deed, deed of trust, or other
7351 instrument which shall constitute a lien, whether first or second, on
7352 real estate or on a leasehold under a lease having a remaining term, at
7353 the time such mortgage is acquired, which does not expire for at least
7354 that number of years beyond the maturity date of the obligation
7355 secured by such mortgage as is equal to the number of years remaining
7356 until the maturity date of such obligation. As used in this subsection, a

7357 lease of a lot in a mobile manufactured home park which is indefinitely
7358 renewable pursuant to subsection (b) of section 21-70 shall satisfy the
7359 leasehold requirement, provided such lease is acceptable to a third
7360 party mortgage insurer and the authority receives an acceptable
7361 mortgage insurance policy;

7362 (k) "First mortgage" means such classes of first liens as are
7363 commonly given to secure loans on, or the unpaid purchase price of,
7364 real estate under the laws of the state, together with appropriate credit
7365 instruments;

7366 (l) "Mortgagee" means the original lender under the mortgage or
7367 participants therein, and their successors and assigns;

7368 (m) "Mortgagor" or "eligible mortgagor" means (1) a nonprofit
7369 corporation incorporated pursuant to chapter 602 or any predecessor
7370 statutes thereto, having as one of its purposes the construction,
7371 rehabilitation, ownership or operation of housing, and having articles
7372 of incorporation approved by the authority in accordance with the
7373 provisions of this chapter; (2) any business corporation incorporated
7374 pursuant to chapter 601 or any predecessor statutes thereto, having as
7375 one of its purposes the construction, rehabilitation, ownership or
7376 operation of housing, and having articles of incorporation approved by
7377 the authority in accordance with the provisions of this chapter; (3) any
7378 partnership, limited partnership, joint venture, trust or association
7379 having as one of its purposes the construction, rehabilitation,
7380 ownership or operation of housing, and having basic documents of
7381 organization approved by the authority in accordance with the
7382 provisions of this chapter; (4) a housing authority established pursuant
7383 to chapter 128; (5) a family or person approved by the authority as
7384 qualified to own, construct, rehabilitate, manage and maintain housing
7385 under a mortgage loan made or insured by the authority under the
7386 provisions of this chapter; or (6) a municipal developer; and includes
7387 the successors and assigns of the mortgagor;

7388 (n) "Mortgage payments" means periodic payments called for by a

7389 mortgage, and may include, but is not limited to, interest, installments
7390 of principal, taxes and assessments, mortgage insurance premiums and
7391 hazard insurance premiums;

7392 (o) "Aggregate family income" means the total family income of all
7393 members of a family, from whatever source derived, including but not
7394 limited to pension, annuity, retirement and social security benefits,
7395 provided there may be excluded from income, as the authority by
7396 regulation may determine, (1) reasonable allowances for dependents,
7397 (2) reasonable allowances for medical expenses, (3) all or any
7398 proportionate part of the earnings of gainfully employed minors or
7399 family members other than the chief wage earner, (4) income not
7400 received regularly and (5) other expenses;

7401 (p) "Earned surplus" shall have the same meaning as in generally
7402 accepted accounting standards;

7403 (q) "Municipality" means any city, town or borough in the state;

7404 (r) "Lending institution" means any bank, trust company, savings
7405 bank, savings and loan association or credit union, whether chartered
7406 by the United States of America or this state, and any insurance
7407 company authorized to do business in this state, and any mortgage
7408 banking firm approved by the authority;

7409 (s) "Tenant" means the occupant of any housing financed or assisted
7410 by the authority under this chapter;

7411 (t) "Second mortgage" means any class of second liens ranking
7412 immediately after a first mortgage on the same property, without any
7413 intervening liens, as are commonly given to secure loans on real estate,
7414 or the unpaid purchase price of real estate under the laws of the state,
7415 together with appropriate credit instruments, provided such second
7416 mortgage, unless granted pursuant to the exercise of powers granted
7417 to the authority under the provisions of the general statutes, is insured
7418 by an agency of the federal government or by such other entity as the
7419 authority shall determine is financially able to insure or guarantee

7420 repayment in the event of default by the mortgagor;

7421 (u) "Person" means any person, including individuals, limited
7422 liability companies, firms, partnerships, associations, public or private,
7423 organized or existing under the laws of the state or, any other state if
7424 qualified to do business in the state;

7425 (v) "Urban area" means any targeted area, as defined in Section 143
7426 of the Internal Revenue Code of 1986, or any subsequent
7427 corresponding internal revenue code of the United States, as from time
7428 to time amended;

7429 (w) "Urban area mortgage" means a mortgage securing a
7430 construction or a permanent loan to any person for the purpose of
7431 purchasing, refinancing, constructing or rehabilitating any residential
7432 building in an urban area, including related facilities, such as
7433 commercial, offices, health, welfare, administration, recreational,
7434 community and service facilities incidental and pertinent thereto as
7435 determined by the authority, but need not be a first lien upon the
7436 mortgaged property;

7437 (x) "Municipal developer" means a municipality, as defined in
7438 subsection (q) of this section, which has not declared by resolution a
7439 need for a housing authority pursuant to section 8-40, acting by and
7440 through its legislative body, except that in any town in which a town
7441 meeting or representative town meeting is the legislative body,
7442 "municipal developer" means the board of selectmen if such board is
7443 authorized to act as the municipal developer by the town meeting or
7444 representative town meeting; and

7445 (y) "Employer-assisted housing" means (1) housing that is, in whole
7446 or in part, owned, acquired, developed or managed by employers, or
7447 on behalf of employers, for the benefit of employees in the state, or (2)
7448 assistance offered by employers to employees in the purchase or lease
7449 of residential property in the state. [;]

7450 [(z) "Department" means the Department of Economic and

7451 Community Development.]

7452 Sec. 133. Section 8-265p of the general statutes is repealed and the
7453 following is substituted in lieu thereof (*Effective July 1, 2009*):

7454 The authority shall establish, within the resources allocated by the
7455 State Bond Commission to the [Department of Economic and
7456 Community Development] Connecticut Housing Finance Authority for
7457 the purposes of sections 8-265o to 8-265v, inclusive, a residential
7458 mortgage guarantee program. The purpose of the program shall be to
7459 enable residential mortgagors to obtain mortgage credit, otherwise
7460 unavailable, for the refinancing of existing mortgages. The authority
7461 shall implement the program in a manner designed to facilitate the
7462 qualifications of the loans guaranteed under the program for sale to
7463 one or more secondary mortgage markets for such loans. The authority
7464 shall compute the amount of guarantees authorized for the purposes of
7465 sections 8-265o to 8-265v, inclusive, on the basis of not more than ten
7466 times the resources allocated by the State Bond Commission to the
7467 [Department of Economic and Community Development] Connecticut
7468 Housing Finance Authority for such purposes, including fees received
7469 pursuant to section 8-265t.

7470 Sec. 134. Section 8-265w of the general statutes is repealed and the
7471 following is substituted in lieu thereof (*Effective July 1, 2009*):

7472 (a) For the purposes described in subsection (b) of this section, the
7473 State Bond Commission shall have the power, from time to time to
7474 authorize the issuance of bonds of the state in one or more series and
7475 in principal amounts not exceeding in the aggregate five million
7476 dollars.

7477 (b) The proceeds of the sale of said bonds, to the extent of the
7478 amount stated in subsection (a) of this section, shall be used by the
7479 [Department of Economic and Community Development] Connecticut
7480 Housing Finance Authority for the purpose of (1) [a grant to the
7481 Connecticut Housing Finance Authority for the purposes of] sections
7482 8-265o to 8-265v, inclusive, and (2) for loans or deferred loans [by the

7483 Department of Economic and Community Development] pursuant to
7484 sections 8-283 to 8-289, inclusive. Any proceeds authorized or allocated
7485 by the commission for loans or deferred loans pursuant to sections 8-
7486 283 to 8-289, inclusive, shall not be deemed to be authorized, allocated
7487 or available for the purposes of sections 8-265o to 8-265v, inclusive.

7488 (c) All provisions of section 3-20, or the exercise of any right or
7489 power granted thereby which are not inconsistent with the provisions
7490 of this section are hereby adopted and shall apply to all bonds
7491 authorized by the State Bond Commission pursuant to this section, and
7492 temporary notes in anticipation of the money to be derived from the
7493 sale of any such bonds so authorized may be issued in accordance with
7494 said section 3-20 and from time to time renewed. Such bonds shall
7495 mature at such time or times not exceeding twenty years from their
7496 respective dates as may be provided in or pursuant to the resolution or
7497 resolutions of the State Bond Commission authorizing such bonds.
7498 None of said bonds shall be authorized except upon a finding by the
7499 State Bond Commission that there has been filed with it a request for
7500 such authorization, which is signed by or on behalf of the Secretary of
7501 the Office of Policy and Management and states such terms and
7502 conditions as said commission, in its discretion, may require. Said
7503 bonds issued pursuant to this section shall be general obligations of the
7504 state and the full faith and credit of the state of Connecticut are
7505 pledged for the payment of the principal of and interest on said bonds
7506 as the same become due, and accordingly and as part of the contract of
7507 the state with the holders of said bonds, appropriation of all amounts
7508 necessary for punctual payment of such principal and interest is
7509 hereby made, and the Treasurer shall pay such principal and interest
7510 as the same become due.

7511 Sec. 135. Section 8-265oo of the general statutes is repealed and the
7512 following is substituted in lieu thereof (*Effective July 1, 2009*):

7513 (a) As used in this section:

7514 (1) "Authority" means the Connecticut Housing Finance Authority

7515 as created under section 8-244;

7516 (2) "Mortgage" means a mortgage deed or other instrument that
7517 constitutes a first consensual lien on one, two or three-family owner-
7518 occupied residential real property located in this state;

7519 (3) "Mortgagee" means mortgage lenders authorized to originate
7520 mortgage loans in this state; and

7521 (4) "Mortgagor" means the owner-occupant of one, two or three-
7522 family residential real property located in this state who is also the
7523 borrower under a mortgage encumbering such real property.

7524 (b) It being in the public interest for the state to extend mortgage
7525 guarantees to mortgage lending institutions to provide refinancing for
7526 mortgage loans when the decline of home values has precluded such
7527 lending, the Connecticut Housing Finance Authority shall establish
7528 and administer a program of loan guarantees to work in conjunction
7529 with loan programs established by secondary market investors to
7530 allow mortgagees to refinance residential mortgage loans when a
7531 decrease in the appraised value of the real property securing the
7532 mortgage might otherwise preclude such lending. The authority shall
7533 adopt procedures in accordance with the provisions of section 1-121 no
7534 later than January 1, 2000, to carry out the provisions of this section.
7535 Such procedures may establish a fee for such mortgage guarantee.

7536 (c) The authority shall implement the program established by this
7537 section within the resources allocated to it by the State Bond
7538 Commission [to the Department of Economic and Community
7539 Development] for the purposes of [a grant to the authority for the
7540 purposes of] this section, in a manner designed to facilitate the
7541 qualifications of mortgage guarantees under such program for sale to
7542 one or more secondary mortgage markets for such loans. The authority
7543 shall explore options that maximize the funds made available,
7544 including, but not limited to, the opportunity to minimize the state's
7545 exposure through insurance alternatives.

7546 (d) (1) The authority is authorized to enter into loan guarantee
7547 agreements with secondary market investors or lenders who meet
7548 criteria established by the authority in procedures adopted pursuant to
7549 subsection (b) of this section. The authority shall make available to the
7550 general public a description of the residential mortgage refinancing
7551 guarantee program, including, but not limited to, information
7552 regarding participation of mortgagees in the program, eligibility
7553 criteria and the terms and conditions of the mortgage guarantee.

7554 (2) Mortgagees may participate in the program by entering into a
7555 mortgage guarantee agreement with the authority. Mortgagees
7556 participating in the program shall process and underwrite mortgage
7557 guarantees in accordance with the provisions of this section and with
7558 the procedures adopted pursuant to subsection (b) of this section.

7559 (e) Mortgagors eligible for refinanced mortgages under this
7560 program shall meet the criteria established in the procedures adopted
7561 pursuant to subsection (b) of this section, including, but not limited to:

7562 (1) The mortgagor shall occupy the property as such mortgagor's
7563 primary residence, and shall continue such occupancy for five years
7564 after the date of the refinancing under this section;

7565 (2) The mortgagor shall have received the primary mortgage on the
7566 property no earlier than January 1, 1986, and no later than December
7567 31, 1992;

7568 (3) The mortgagor shall have a primary mortgage on the property
7569 with a loan to value ratio of no more than one hundred twenty-five per
7570 cent, and a recent full appraisal of the property in accordance with
7571 secondary market standards shall be required;

7572 (4) The mortgagor shall have no second mortgage on the property
7573 except a second mortgage where repayment is waived after a certain
7574 period of time has elapsed; and

7575 (5) No mortgagor shall participate in this program if such

7576 mortgagor currently has other refinancing alternatives.

7577 (f) Any mortgagee or mortgagor seeking a mortgage guarantee shall
7578 provide such information to the authority as the authority deems
7579 reasonably necessary.

7580 (g) Mortgages refinanced pursuant to this section shall be
7581 underwritten using secondary market standards, except:

7582 (1) The household income of the mortgagor shall not exceed one
7583 hundred twenty per cent of the state median income;

7584 (2) The mortgagor shall have been current on the payments on the
7585 mortgage loan for the most recent twenty-four-month period; and

7586 (3) The credit rating of the mortgagor shall meet the secondary
7587 market standards.

7588 (h) The amount of any mortgage guarantee provided under this
7589 section shall be reviewed and approved by the authority. The
7590 guarantee shall secure the mortgagee up to the amount of the
7591 guarantee for any loss incurred by the mortgagee because of default by
7592 the mortgagor including losses in principal balance.

7593 (i) The authority may terminate any mortgage guarantee if the
7594 mortgagee misrepresents any information pertaining to the application
7595 for a mortgage guarantee or fails to comply with any term of the
7596 mortgage guarantee agreement in connection with the mortgage
7597 guarantee.

7598 Sec. 136. Section 8-281 of the general statutes is repealed and the
7599 following is substituted in lieu thereof (*Effective July 1, 2009*):

7600 To be eligible to receive financial assistance under section 8-280, a
7601 state agency shall cause to be prepared and file with the [Department
7602 of Economic and Community Development] Connecticut Housing
7603 Finance Authority for the approval of the [commissioner] executive
7604 director of the authority a relocation plan based upon a plan or

7605 program of governmental action within the area of operation of the
7606 state agency which will cause the displacement of persons, families,
7607 businesses, farm operations and nonprofit organizations. Such
7608 relocation plan shall conform to the provisions of this chapter and shall
7609 include but not be limited to the following: [(a)] (1) The number of
7610 persons, families, businesses and farms to be displaced by the
7611 proposed governmental action; [(b)] (2) a statement concerning
7612 availability of sufficient, suitable accommodations as shall meet the
7613 requirements for occupancy of those persons, families, businesses and
7614 farms displaced and the dates when such accommodations will be
7615 available; [(c)] (3) a plan for carrying out the relocation of such
7616 displaced persons, families, businesses and farms; and [(d)] (4) a
7617 description and identification of the area to be affected.

7618 Sec. 137. Section 8-284 of the general statutes is repealed and the
7619 following is substituted in lieu thereof (*Effective July 1, 2009*):

7620 As used in this chapter:

7621 [(a)] (1) "Eligible family or person" means a family or person who
7622 lacks the amount of income necessary, to purchase safe and adequate
7623 housing without special financial assistance;

7624 [(b)] (2) "Commissioner" means the Commissioner of [Economic
7625 and] Community Development;

7626 [(c)] (3) "Authority" means the Connecticut Housing Finance
7627 Authority; and

7628 [(d)] (4) "Department" means the Department of [Economic and]
7629 Community Development.

7630 Sec. 138. Section 8-286 of the general statutes is repealed and the
7631 following is substituted in lieu thereof (*Effective July 1, 2009*):

7632 (a) The authority shall administer, within the resources allocated by
7633 the State Bond Commission to [the Department of Economic and
7634 Community Development] said authority for the purposes of sections

7635 8-283 to 8-289, inclusive, the homeownership loan program established
7636 by said sections 8-283 to 8-289. The purpose of the program shall be to
7637 provide, through a contract, an eligible family or person based on the
7638 financial needs of such family or person, a loan or deferred loan to
7639 assist in the purchase of a dwelling or the purchase and rehabilitation
7640 of a dwelling containing up to four residential units, provided such
7641 family or person shall reside in at least one of such units. In the case of
7642 a deferred loan, the contract shall require that payments on interest are
7643 due currently but that payments on principal may be made at a later
7644 time.

7645 (b) Such loan or deferred loan shall not exceed twenty-five per cent
7646 of the cost of acquiring such dwelling or twenty-five per cent of the
7647 value of such dwelling after rehabilitation, if greater; except that no
7648 such limitation may apply to any loan made to a tenant whose
7649 dwelling unit is being converted to a condominium and who is able to
7650 obtain a mortgage for the purchase of such dwelling unit. Such value
7651 shall be determined from the appraisal, if any, required by the lending
7652 institution granting the first mortgage loan on such dwelling, and if no
7653 such appraisal has been made at the time that a contract for loan is
7654 entered into pursuant to this chapter, the authority shall cause such
7655 appraisal to be made.

7656 (c) Commencing October 1, 1995, the proceeds of the sale of any
7657 bonds of the state authorized by any public or special act effective on
7658 or after July 1, 1995, that are to be used for the purpose of making
7659 loans or deferred loans pursuant to this chapter shall be used by the
7660 department to make grants-in-aid to the authority and used by the
7661 authority, subject to the purposes and conditions of this chapter, for
7662 the purpose of making loans or deferred loans pursuant to this
7663 chapter.

7664 (d) The [commissioner] executive director of the authority shall
7665 establish and administer within available funds a residential mortgage
7666 guarantee program for eligible persons purchasing a home for owner
7667 occupancy. Real property eligible for the program shall be located in

7668 public investment communities, as defined in section 7-545, and may
7669 contain one to three dwelling units.

7670 Sec. 139. Section 8-336f of the general statutes is repealed and the
7671 following is substituted in lieu thereof (*Effective July 1, 2009*):

7672 (a) The [Commissioner of Economic and Community Development]
7673 executive director of the Connecticut Housing Finance Authority shall
7674 establish and administer a Connecticut housing partnership program
7675 for the purpose of encouraging the formation of local housing
7676 partnerships which will work with the community, the [Department of
7677 Economic and Community Development] Connecticut Housing
7678 Finance Authority and other state agencies to solve housing problems
7679 faced by the community and develop ways to increase the supply and
7680 availability of affordable housing in the community.

7681 (b) Any municipality may, by ordinance, or by resolution of the
7682 board of selectmen in any town in which the legislative body is a town
7683 meeting, authorize the formation of a local housing partnership. Any
7684 local housing partnership shall include, but shall not be limited to, the
7685 chief elected official of the municipality and the following members to
7686 be appointed by the chief elected official: (1) Representatives of the
7687 planning commission, zoning commission, inland wetlands
7688 commission, housing authority and any local community development
7689 agency, (2) representatives of the local business community, such as
7690 local bankers, realtors and developers, (3) representatives of public
7691 interest groups, such as housing advocates, members of the clergy,
7692 members of local civic groups and representatives of local nonprofit
7693 corporations, and (4) local urban planning, land use and housing
7694 professionals.

7695 (c) The [Commissioner of Economic and Community Development]
7696 executive director of the Connecticut Housing Finance Authority may
7697 provide a local housing partnership with an initial designation under
7698 the Connecticut housing partnership program upon receipt of
7699 evidence satisfactory to the [commissioner] executive director of the

7700 authority that the local housing partnership has been formed in
7701 accordance with the provisions of subsection (b) of this section and
7702 that sufficient local resources have been committed to the local
7703 housing partnership. Upon such initial designation, the
7704 [commissioner] executive director of the authority shall provide
7705 technical assistance to the local housing partnership which assistance
7706 shall include, but shall not be limited to, the following: (1) The
7707 assignment of a primary contact person in the [Department of
7708 Economic and Community Development] Connecticut Housing
7709 Finance Authority to work directly with the local housing partnership,
7710 (2) obtaining assistance from other state agencies, regional planning
7711 agencies, regional housing councils and the Housing Advisory
7712 Committee, provided for under section 8-385, on behalf of the local
7713 housing partnership when necessary, (3) assisting the local housing
7714 partnership in developing a comprehensive local housing strategy, (4)
7715 assisting the local housing partnership in identifying available local
7716 resources, (5) discussing possible ways to create affordable housing
7717 through the use of conventional and alternative financing and through
7718 public and private land use controls, (6) explaining the requirements of
7719 and the types of assistance available under state housing programs,
7720 and (7) providing information and advice concerning available federal
7721 and private financial assistance for all aspects of housing development.

7722 (d) The [Commissioner of Economic and Community Development]
7723 executive director of the Connecticut Housing Finance Authority may
7724 provide a local housing partnership which has received an initial
7725 designation under subsection (c) of this section with a development
7726 designation under the Connecticut housing partnership program upon
7727 receipt of evidence satisfactory to the [commissioner] executive
7728 director of the authority that the local housing partnership has: (1)
7729 Examined and identified housing needs and opportunities in the
7730 community, (2) explored the availability of any state, municipal or
7731 other land that is suitable for the development of affordable housing,
7732 (3) reviewed applicable zoning regulations to determine whether such
7733 regulations restrict the development of affordable housing in the

7734 community and to identify any necessary changes to such regulations,
7735 (4) established priorities and developed a long-range plan to meet
7736 identified housing needs in the community consistent with regional
7737 housing needs, (5) established procedures for the development of a
7738 written proposal to achieve such priorities in accordance with said
7739 plan, and (6) started an activity, development or project designed to
7740 create additional affordable housing in the community. Upon such
7741 development designation: (A) The [Commissioner of Economic and
7742 Community Development] executive director of the Connecticut
7743 Housing Finance Authority shall give priority to any activity, project
7744 or development initiated or sponsored by the local housing
7745 partnership in providing any financial assistance pursuant to any
7746 program administered by the [Commissioner of Economic and
7747 Community Development] executive director of the Connecticut
7748 Housing Finance Authority under the general statutes; (B) the
7749 Commissioner of Environmental Protection shall consider formation of
7750 a local housing partnership in a municipality as a primary factor in
7751 awarding any grant-in-aid for open space land under sections 7-131d
7752 to 7-131k, inclusive; (C) the Commissioner of Environmental Protection
7753 shall consider formation of a local housing partnership in a
7754 municipality as a primary factor in making any grants and loans for
7755 water quality projects under sections 22a-475 to 22a-483, inclusive. If
7756 the [Commissioner of Economic and Community Development]
7757 executive director of the Connecticut Housing Finance Authority
7758 determines that a municipality has developed and is maintaining a
7759 balanced inventory of affordable housing, the municipality shall
7760 receive the same priority as a local housing partnership which has
7761 received a development designation under this subsection or the
7762 municipality in which such local housing partnership is formed.

7763 (e) Upon the completion of the first activity, development or project
7764 initiated or sponsored by a local housing partnership under this
7765 section, the [Commissioner of Economic and Community
7766 Development] executive director of the Connecticut Housing Finance
7767 Authority, upon receipt of satisfactory evidence of such completion,

7768 shall provide a town-aid grant to the municipality in which the local
 7769 housing partnership is formed in an amount equal to twenty-five per
 7770 cent of the amount of the distribution to the municipality calculated
 7771 under the provisions of part IIa of chapter 240 for the fiscal year in
 7772 which the activity, development or project is completed. Such
 7773 town-aid grant shall be paid to the municipality from the General
 7774 Fund (1) in the fiscal year following the fiscal year in which the
 7775 activity, development or project is completed, and (2) in each of the
 7776 three fiscal years following the fiscal year in which such initial
 7777 town-aid grant is paid, provided the [Commissioner of Economic and
 7778 Community Development] executive director of the Connecticut
 7779 Housing Finance Authority determines in each of such years that the
 7780 local housing partnership and the municipality in which the local
 7781 housing partnership is formed are actively engaged in the
 7782 development of affordable housing within the municipality. Such
 7783 town-aid grant shall not be included in the estimates compiled by the
 7784 Secretary of the Office of Policy and Management pursuant to sections
 7785 4-71a and 4-71b.

7786 (f) The [Commissioner of Economic and Community Development]
 7787 executive director of the Connecticut Housing Finance Authority shall
 7788 adopt [regulations, in accordance with the provisions of chapter 54]
 7789 written procedures, in accordance with section 1-121, to carry out the
 7790 purposes of subsections (a) to (d), inclusive, of this section.

7791 Sec. 140. Section 8-336m of the general statutes is repealed and the
 7792 following is substituted in lieu thereof (*Effective July 1, 2009*):

7793 As used in this section the following terms shall have the following
 7794 meanings, unless the context clearly indicates a different meaning or
 7795 intent:

7796 (1) "Authority" means the Connecticut Housing Finance Authority.

7797 (2) "Commissioner" means the Commissioner of [Economic and]
 7798 Community Development.

7799 (3) "Department" means the Department of [Economic and]
7800 Community Development.

7801 (4) "Eligible applicant" means: (A) A nonprofit entity; (B) a
7802 municipality; (C) a housing authority; (D) a business corporation
7803 incorporated pursuant to chapter 601 or any predecessor statutes
7804 thereto or authorized to do business pursuant to said chapter 601
7805 having as one of its purposes the construction, financing, acquisition,
7806 rehabilitation or operation of affordable housing, and having a
7807 certificate or articles of incorporation approved by the commissioner;
7808 (E) any partnership, limited partnership, limited liability company,
7809 joint venture, sole proprietorship, trust or association having as one of
7810 its purposes the construction, financing, acquisition, rehabilitation or
7811 operation of affordable housing; (F) the Connecticut Housing Finance
7812 Authority; (G) a municipal developer; (H) any community
7813 development financial institution; or (I) any combination thereof.

7814 (5) "Housing", "housing development" or "development" means a
7815 work or undertaking having as its primary purpose the provision of
7816 safe, well-designed and adequate housing and related facilities for low
7817 and moderate income families and persons and includes existing
7818 housing for low and moderate income families and persons and
7819 housing whose primary purpose is to provide dwelling
7820 accommodations for low and moderate income families and persons
7821 but has dwelling accommodations for others.

7822 (6) "Housing Trust Fund" or "fund" means the Housing Trust Fund
7823 created under section 8-336o.

7824 (7) "Housing Trust Fund program" or "program" means the housing
7825 trust fund program developed and administered under section 8-336p.

7826 (8) "Low and moderate income families and persons" means families
7827 and persons whose income falls within the income levels set by the
7828 commissioner pursuant to regulations adopted under subsection (a) of
7829 section 8-336q, except that the commissioner may establish income
7830 levels up to and including one hundred twenty per cent of the area

7831 median income, as determined by the United States Department of
7832 Housing and Urban Development.

7833 (9) "Municipal developer" means a municipality acting by and
7834 through its legislative body, except that in any town in which a town
7835 meeting or representative town meeting is the legislative body,
7836 "municipal developer" means the board of selectmen if such board is
7837 authorized to act as the municipal developer by the town meeting or
7838 representative town meeting.

7839 (10) "Secretary" means the Secretary of the Office of Policy and
7840 Management.

7841 (11) "State Bond Commission" means the commission established
7842 under section 3-20.

7843 (12) "Treasurer" means the State Treasurer and includes each
7844 successor in office or authority.

7845 Sec. 141. Section 8-336p of the general statutes is repealed and the
7846 following is substituted in lieu thereof (*Effective July 1, 2009*):

7847 (a) There is established the Housing Trust Fund program which
7848 shall be developed and administered by the [Department of Economic
7849 and Community Development] Connecticut Housing Finance
7850 Authority. The purpose of the program is to: (1) Encourage the
7851 creation of housing for homeownership at a cost that will enable low
7852 and moderate income families to afford quality housing while paying
7853 no more than thirty per cent of gross household income on housing, (2)
7854 promote the rehabilitation, preservation and production of quality,
7855 well-designed rental and homeownership housing affordable to low
7856 and moderate income families or persons, (3) maximize the leveraging
7857 of state and federal funds by encouraging private sector investment in
7858 housing developments receiving assistance, (4) encourage housing that
7859 maximizes housing choices of residents, (5) enhance economic
7860 opportunity for low and moderate income individuals and their
7861 families, (6) promote the application of efficient land use that utilizes

7862 existing infrastructure and the conservation of open spaces, and (7)
7863 encourage the development of housing which aids the revitalization of
7864 communities.

7865 (b) Financial assistance shall be provided under subsection (a) of
7866 this section to eligible applicants, as defined in section 8-336m, for
7867 development of quality rental housing and homeownership for low
7868 and moderate income families or persons. The financial assistance
7869 made under the Housing Trust Fund program shall be paid from the
7870 Housing Trust Fund established under section 8-336o, and may be in
7871 the form of no interest and low interest loans, loan guarantees, grants
7872 and appraisal gap financings and other similar financings necessary to
7873 make rents or home prices affordable. Financial assistance provided
7874 under this section shall supplement (1) existing loan and tax credits
7875 programs available under state and federal law, and (2) grants, loans
7876 or financial assistance from any nonprofit or for-profit entity.

7877 (c) The resources of the program shall be made available, at least
7878 semiannually, on a competitive basis in accordance with the written
7879 program guidelines and criteria adopted pursuant to subsection (a) of
7880 section 8-336q.

7881 (d) The [Commissioner of Economic and Community Development]
7882 executive director of the Connecticut Housing Finance Authority may,
7883 with the approval of the Secretary of the Office of Policy and
7884 Management, solicit and accept contributions from private entities,
7885 nonprofit and for-profit corporations, philanthropic organizations and
7886 financial institutions, to support and expand the resources available
7887 through the Housing Trust Fund. All such funds shall be deposited in
7888 the Housing Trust Fund.

7889 (e) (1) Any contribution to the Housing Trust Fund made pursuant
7890 to subsection (d) of this section shall be distributed as designated by its
7891 contributor, except that not more than fifty per cent of the contribution
7892 may be designated. If no designation is specified, such funds shall be
7893 used by the commissioner to further the purposes of sections 8-336m to

7894 8-336q, inclusive.

7895 (2) In each fiscal year that the Housing Trust Fund has funds
7896 available for distribution, the [commissioner] executive director of the
7897 authority shall allocate from said fund three hundred thousand dollars
7898 for funding matching grants to be dedicated to funding purchases of
7899 primary residences pursuant to the provisions of sections 31-51ww to
7900 31-51eee, inclusive.

7901 (3) Any unexpended or unallocated amounts in the Housing Trust
7902 Fund for any fiscal year may be carried over to the succeeding fiscal
7903 year and adjustments may be made for short fiscal periods.

7904 (f) The [commissioner] executive director of the authority shall
7905 include in the report required pursuant to section 32-1m, an annual
7906 report concerning the activities for the prior fiscal year of the Housing
7907 Trust Fund and the Housing Trust Fund program and the efforts of the
7908 department to obtain private support for the Housing Trust Fund and
7909 the Housing Trust Fund program.

7910 Sec. 142. Section 8-367 of the general statutes is repealed and the
7911 following is substituted in lieu thereof (*Effective July 1, 2009*):

7912 (a) For the purposes described in subsection (b) of this section, the
7913 State Bond Commission shall have the power from time to time to
7914 authorize the issuance of bonds of the state in one or more series and
7915 in principal amounts not exceeding in the aggregate one hundred
7916 thousand five hundred dollars.

7917 (b) The proceeds of the sale of said bonds, to the extent of the
7918 amount stated in subsection (a) of this section, shall be used by the
7919 [Department of Economic and Community Development] Connecticut
7920 Housing Finance Authority for the purpose of grants-in-aid made
7921 pursuant to section 8-365.

7922 (c) All provisions of section 3-20, or the exercise of any right or
7923 power granted thereby which are not inconsistent with the provisions

7924 of this section are hereby adopted and shall apply to all bonds
7925 authorized by the State Bond Commission pursuant to this section, and
7926 temporary notes in anticipation of the money to be derived from the
7927 sale of any such bonds so authorized may be issued in accordance with
7928 said section 3-20 and from time to time renewed. Such bonds shall
7929 mature at such time or times not exceeding twenty years from their
7930 respective dates as may be provided in or pursuant to the resolution or
7931 resolutions of the State Bond Commission authorizing such bonds.
7932 None of said bonds shall be authorized except upon a finding by the
7933 State Bond Commission that there has been filed with it a request for
7934 such authorization, which is signed by or on behalf of the
7935 [Commissioner of Economic and Community Development] executive
7936 director of the Connecticut Housing Finance Authority and states such
7937 terms and conditions as said commission, in its discretion, may
7938 require. Said bonds issued pursuant to this section shall be general
7939 obligations of the state and the full faith and credit of the state of
7940 Connecticut are pledged for the payment of the principal of and
7941 interest on said bonds as the same become due, and accordingly and as
7942 part of the contract of the state with the holders of said bonds,
7943 appropriation of all amounts necessary for punctual payment of such
7944 principal and interest is hereby made, and the Treasurer shall pay such
7945 principal and interest as the same become due.

7946 Sec. 143. Section 8-402 of the general statutes is repealed and the
7947 following is substituted in lieu thereof (*Effective July 1, 2009*):

7948 The state, acting by and through the [Department of Economic and
7949 Community Development] Connecticut Housing Finance Authority
7950 may enter into a contract with the [authority,] developer [,] or
7951 mortgagor of the authority and the authority may enter into a contract
7952 with a developer or mortgagor of the authority to provide state
7953 financial assistance in the form of rental subsidy certificates for each
7954 low-income unit in the project. Any commitment to provide such
7955 subsidy shall be an obligation of the state or the authority, as the case
7956 may be, for a period of not less than fifteen years, and the amount of
7957 such subsidy shall be equal to the difference between the amount of

7958 rent plus an allowance for heat and utilities not included in the rent
7959 approved by the [commissioner or the] executive director of the
7960 authority [, as the case may be,] and thirty per cent of the annual
7961 aggregate family income of the tenant residing in the low-income unit
7962 for each such unit on an annual basis. The rent charged for a low-
7963 income unit may not be increased without the approval of the
7964 [commissioner or the] executive director of the authority. [, as the case
7965 may be.] The annual aggregate family income of a tenant for the year
7966 prior to the occupancy of a low-income unit by the tenant shall not
7967 exceed fifty per cent of the area median income, adjusted for family
7968 size, as determined by the [commissioner or the] executive director of
7969 the authority. [, as the case may be.] If such annual aggregate family
7970 income after occupancy exceeds seventy per cent of the area median
7971 income, adjusted for family size, the unit occupied by the tenant will
7972 no longer be considered a low-income unit and the next available unit
7973 will be rented to a tenant with an aggregate family income of less than
7974 fifty per cent of the area median income, adjusted for family size. No
7975 tenant residing in a project will receive financial assistance through a
7976 rental subsidy certificate under this section if the aggregate family
7977 income of the tenant in the prior year exceeds sixty per cent of the area
7978 median income, adjusted for family size.

7979 Sec. 144. Section 8-403 of the general statutes is repealed and the
7980 following is substituted in lieu thereof (*Effective July 1, 2009*):

7981 Upon preliminary approval by the State Bond Commission
7982 pursuant to the provisions of section 3-20, the state, acting by and
7983 through the [Department of Economic and Community Development]
7984 Connecticut Housing Finance Authority may enter into a contract with
7985 the authority to provide state financial assistance to a mortgagor of the
7986 authority in the form of a loan secured by a second mortgage for any
7987 housing project for which the authority has provided financial
7988 assistance in the form of a loan secured by a first mortgage; provided
7989 any such financial assistance to be funded with proceeds of bonds
7990 authorized by public or special acts effective on or after July 1, 1995,
7991 shall be provided as follows: Commencing October 1, 1995, upon

7992 preliminary approval of the State Bond Commission pursuant to the
7993 provisions of section 3-20, the state, acting by and through the
7994 [Department of Economic and Community Development] Connecticut
7995 Housing Finance Authority may provide a grant-in-aid [to the
7996 authority,] for purposes of [permitting the authority to extend]
7997 extending state financial assistance to the developer or mortgagor of
7998 the authority in the form of a loan secured by a second mortgage for
7999 any housing project for which the authority has provided financial
8000 assistance in the form of a loan secured by a first mortgage. Such loan
8001 shall be made for the purpose of providing additional financing for the
8002 project. Any loan made under this section shall bear interest payable
8003 quarterly on the first days of January, April, July and October for the
8004 preceding calendar quarter, or at such other times as are determined
8005 by the authority at a rate determined by the State Bond Commission
8006 under subsection (t) of section 3-20 and shall be repayable in such
8007 installments as may be determined by the commissioner or the
8008 authority, as the case may be, within fifty years from the date of
8009 completion of the project. Loan repayments shall be paid to the State
8010 Treasurer and deposited in the General Fund.

8011 Sec. 145. Section 10-373bb of the general statutes is repealed and the
8012 following is substituted in lieu thereof (*Effective July 1, 2009*):

8013 There is established an account to be known as the "cultural heritage
8014 development account" which shall be a separate nonlapsing account
8015 within the General Fund. The account may contain any moneys
8016 required by law to be deposited in the account. The moneys in said
8017 account shall be allocated to a grant program administered by the
8018 Connecticut Humanities Council*, to provide funds for local
8019 institutions in the humanities, including but not limited to, libraries,
8020 museums and historical and cultural societies and associations. No
8021 such grant for technical assistance shall exceed ten thousand dollars,
8022 no such grant for planning or professional development shall exceed
8023 twenty-five thousand dollars, and no such grant for implementation
8024 shall exceed one hundred fifty thousand dollars. Each grant under this
8025 section shall be matched equally by the local institution, through an in-

8026 kind contribution, monetary contribution, or any combination of an in-
8027 kind or monetary contribution. In the case of an implementation grant
8028 in the amount of five thousand dollars or more, but less than twenty-
8029 five thousand dollars, at least twenty-five per cent of the matching
8030 contribution by the local institution shall be from private sources. In
8031 the case of an implementation grant in the amount of twenty-five
8032 thousand dollars or more, at least fifty per cent of the matching
8033 contribution by the local institution shall be from private sources. The
8034 council* shall report to the joint standing committees of the General
8035 Assembly having cognizance of matters relating to appropriations and
8036 the Department of [Economic and] Community Development in
8037 December of each year concerning the grants made under the program
8038 and their purposes.

8039 Sec. 146. Section 10-416b of the general statutes is repealed and the
8040 following is substituted in lieu thereof (*Effective July 1, 2009*):

8041 (a) As used in this section, the following terms shall have the
8042 following meanings unless the context clearly indicates another
8043 meaning:

8044 [(1) "Commission" means the Connecticut Commission on Culture
8045 and Tourism established pursuant to section 10-392;]

8046 [(2)] (1) "Certified historic structure" means an historic commercial
8047 or industrial property that: (A) Is listed individually on the National or
8048 State Register of Historic Places, or (B) is located in a district listed on
8049 the National or State Register of Historic Places, and has been certified
8050 by the commission as contributing to the historic character of such
8051 district;

8052 [(3)] (2) "Certified rehabilitation" means any rehabilitation of a
8053 certified historic structure for mixed residential and nonresidential
8054 uses consistent with the historic character of such property or the
8055 district in which the property is located as determined by regulations
8056 adopted by the commission;

8057 (3) "Department" means the Department of Community
8058 Development;

8059 (4) "Owner" means any person, firm, limited liability company,
8060 nonprofit or for-profit corporation or other business entity which
8061 possesses title to an historic structure and undertakes the rehabilitation
8062 of such structure;

8063 (5) "Placed in service" means that substantial rehabilitation work has
8064 been completed which would allow for issuance of a certificate of
8065 occupancy for the entire building or, in projects completed in phases,
8066 for individual residential units that are an identifiable portion of the
8067 building;

8068 (6) "Qualified rehabilitation expenditures" means any costs incurred
8069 for the physical construction involved in the rehabilitation of a
8070 certified historic structure for mixed residential and nonresidential
8071 uses where at least thirty-three per cent of the total square footage of
8072 the rehabilitation is placed into service for residential use, excluding:
8073 (A) The owner's personal labor, (B) the cost of a new addition, except
8074 as required to comply with any provision of the State Building Code or
8075 the State Fire Safety Code, and (C) any nonconstruction cost such as
8076 architectural fees, legal fees and financing fees;

8077 (7) "Rehabilitation plan" means any construction plans and
8078 specifications for the proposed rehabilitation of a certified historic
8079 structure in sufficient detail for evaluation by compliance with the
8080 standards developed under the provisions of subsections (b) to (d),
8081 inclusive, of this section; and

8082 (8) "Substantial rehabilitation" or "substantially rehabilitate" means
8083 the qualified rehabilitation expenditures of a certified historic structure
8084 that exceed twenty-five per cent of the assessed value of such
8085 structure.

8086 (b) (1) The [commission] department shall administer a system of
8087 tax credit vouchers within the resources, requirements and purposes of

8088 this section for owners rehabilitating certified historic structures.

8089 (2) The credit authorized by this section shall be available in the tax
8090 year in which the substantially rehabilitated certified historic structure
8091 is placed in service. In the case of projects completed in phases, the tax
8092 credit shall be prorated to the substantially rehabilitated identifiable
8093 portion of the building placed in service. If the tax credit is more than
8094 the amount owed by the taxpayer for the year in which the
8095 substantially rehabilitated certified historic structure is placed in
8096 service, the amount that is more than the taxpayer's tax liability may be
8097 carried forward and credited against the taxes imposed for the
8098 succeeding five years or until the full credit is used, whichever occurs
8099 first.

8100 (3) Any credits allowed under this section that are provided to
8101 multiple owners of certified historic structures shall be passed through
8102 to persons designated as partners, members or owners, pro rata or
8103 pursuant to an agreement among such persons designated as partners,
8104 members or owners documenting an alternative distribution method
8105 without regard to other tax or economic attributes of such entity. Any
8106 owner entitled to a credit under this section may assign, transfer or
8107 convey the credits, in whole or in part, by sale or otherwise to any
8108 individual or entity and such transferee shall be entitled to offset the
8109 tax imposed under chapter 207, 208, 209, 210, 211 or 212 as if such
8110 transferee had incurred the qualified rehabilitation expenditure.

8111 (c) The commission shall develop standards for the approval of
8112 rehabilitation of certified historic structures for which a tax credit
8113 voucher is sought. Such standards shall take into account whether the
8114 rehabilitation of a certified historic structure will preserve the historic
8115 character of the building.

8116 (d) The [commission] department shall adopt regulations, in
8117 accordance with chapter 54, to carry out the purposes of this section.
8118 Such regulations shall include provisions for the filing of applications,
8119 rating criteria and for timely approval by the [commission]

8120 department.

8121 (e) Prior to beginning any rehabilitation work on a certified historic
8122 structure, the owner shall submit (1) a rehabilitation plan to the
8123 [commission] department for a determination of whether or not such
8124 rehabilitation work meets the standards developed under the
8125 provisions of subsections (b) to (d), inclusive, of this section, (2) an
8126 estimate of the qualified rehabilitation expenditures, and (3) for
8127 projects pursuant to subdivision (2) of subsection (f) of this section, (A)
8128 the number of units of affordable housing, as defined in section 8-39a,
8129 to be created, (B) the proposed rents or sale prices of such units, and
8130 (C) the median income for the municipality where the project is
8131 located. In the case of a project pursuant to subdivision (2) of
8132 subsection (f) of this section the owner shall submit a copy of data
8133 required under subdivision (3) of this subsection to the Department of
8134 Economic and Community Development.

8135 (f) If the [commission] department certifies that the rehabilitation
8136 plan conforms to the standards developed under the provisions of
8137 subsections (b) to (d), inclusive, of this section, the [commission]
8138 department shall reserve for the benefit of the owner an allocation for a
8139 tax credit equivalent to (1) twenty-five per cent of the projected
8140 qualified rehabilitation expenditures, or (2) for rehabilitation plans
8141 submitted pursuant to subsection (e) of this section on or after June 14,
8142 2007, thirty per cent of the projected qualified rehabilitation
8143 expenditures if (A) at least twenty per cent of the units are rental units
8144 and qualify as affordable housing, as defined in section 8-39a, or (B) at
8145 least ten per cent of the units are individual homeownership units and
8146 qualify as affordable housing, as defined in section 8-39a. No tax credit
8147 shall be allocated for the purposes of this subdivision unless an
8148 applicant has submitted to the commission a certificate from the
8149 Department of Economic and Community Development pursuant to
8150 subsections (k) and (l) of this section confirming that the project
8151 complies with affordable housing requirements under section 8-39a.

8152 (g) Following the completion of rehabilitation of a certified historic

8153 structure, the owner shall notify the [commission] department that
8154 such rehabilitation has been completed. The owner shall provide the
8155 [commission] department with documentation of work performed on
8156 the certified historic structure and shall submit certification of the costs
8157 incurred in rehabilitating the certified historic structure. The
8158 [commission] department shall review such rehabilitation and verify
8159 its compliance with the rehabilitation plan. Following such
8160 verification, the [commission] department shall issue a tax credit
8161 voucher to the owner rehabilitating the certified historic structure or to
8162 the taxpayer named by the owner as contributing to the rehabilitation.
8163 The tax credit voucher shall be in an amount equivalent to the lesser of
8164 the tax credit reserved upon certification of the rehabilitation plan
8165 under the provisions of subsection (f) of this section or (1) twenty-five
8166 per cent of the actual qualified rehabilitation expenditures, or (2) for
8167 projects including affordable housing pursuant to subdivision (2) of
8168 subsection (f) of this section, thirty per cent of the actual qualified
8169 rehabilitation expenditures. In order to obtain a credit against any state
8170 tax due that is specified in subsection (h) of this section, the holder of
8171 the tax credit voucher shall file the voucher with the holder's state tax
8172 return.

8173 (h) The Commissioner of Revenue Services shall grant a tax credit to
8174 a taxpayer holding the tax credit voucher issued under subsections (e)
8175 to (i), inclusive, of this section against any tax due under chapter 207,
8176 208, 209, 210, 211 or 212 in the amount specified in the tax credit
8177 voucher. Such taxpayer shall submit the voucher and the
8178 corresponding tax return to the Department of Revenue Services.

8179 (i) The [commission] department may charge an application fee in
8180 an amount not to exceed ten thousand dollars to cover the cost of
8181 administering the program established pursuant to this section.

8182 (j) The aggregate amount of all tax credits which may be reserved by
8183 the [Commission on Culture and Tourism] Department of Community
8184 Development upon certification of rehabilitation plans under
8185 subsections (a) to (i), inclusive, of this section shall not exceed fifty

million dollars for the fiscal three-year period beginning July 1, 2008, and ending June 30, 2011, inclusive, and each fiscal three-year period thereafter. No project may receive tax credits in an amount exceeding ten per cent of such aggregate amount.

(k) On or before October 1, 2009, and annually thereafter, the [Commission on Culture and Tourism] department shall report the total amount of historic preservation tax credits and affordable housing tax credits reserved for the previous fiscal year under subsections (a) to (i), inclusive, of this section, to the joint standing committees of the General Assembly having cognizance of matters relating to commerce and to finance, revenue and bonding. Each such report shall include the following information for each project for which tax credit has been reserved: (1) The total project costs, (2) the value of the tax credit reservation for the purpose of historic preservation, (3) a statement whether the reservation is for mixed-use and if so, the proportion of the project that is not residential, and (4) the number of residential units to be created, and, for affordable housing reservations, the value of the reservation and percentage of residential units that will qualify as affordable housing, as defined in section 8-39a.

(l) (1) If the total amount of such tax credits reserved in the first fiscal year of a fiscal three-year period is more than sixty-five per cent of the aggregate amount of tax credits reserved under subsections (a) to (i), inclusive, of this section, then no additional reservation shall be allowed for the second fiscal year of such fiscal three-year period unless the joint standing committees of the General Assembly having cognizance of matters relating to commerce and to finance, revenue and bonding each vote separately to authorize continuance of tax credit reservations under the program.

(2) If the total amount of such credits reserved in the second year of a fiscal three-year period exceeds ninety per cent of the aggregate amount of tax credits reserved under subsections (a) to (i), inclusive, of this section, then no additional reservation shall be allowed for the

8219 third fiscal year of such fiscal three-year period unless the joint
8220 standing committees of the General Assembly having cognizance of
8221 matters relating to commerce and to finance, revenue and bonding
8222 each vote separately to authorize the continuance of tax credit
8223 reservations under the program.

8224 (3) Any tax credit reservations issued before a suspension of
8225 additional tax credit reservations under subdivisions (1) and (2) of this
8226 subsection shall remain in place.

8227 Sec. 147. Section 10-425 of the general statutes is repealed and the
8228 following is substituted in lieu thereof (*Effective July 1, 2009*):

8229 (a) [Not later than October 1, 2008, the executive director of the
8230 Connecticut Commission on Culture and Tourism shall establish a]
8231 The Sports Advisory Board [within the commission that] shall advise
8232 the [executive director] Commissioner of Community Development on
8233 the most effective ways to utilize state resources to promote, attract
8234 and market in-state professional and amateur sports and sporting
8235 events. Such board shall also advise the [executive director]
8236 Commissioner of Community Development on ways to coordinate the
8237 use of state-owned facilities in order to enhance sports-related tourism
8238 in the state and develop methods for the dissemination of information
8239 concerning in-state professional and amateur sports and sporting
8240 events to residents of the state and the northeast.

8241 (b) Such advisory board shall consist of one member from each of
8242 the following entities: (1) The University of Connecticut's Athletic
8243 Department; (2) the Connecticut State University System's Athletic
8244 Department; (3) the XL Center; (4) Northland AEG; (5) the Traveler's
8245 Championship Golf Tournament; (6) the Pilot Pen Tennis Tournament;
8246 (7) the Special Olympics; (8) the Mohegan Sun Arena; (9) Foxwoods
8247 Resort Casino; (10) Lime Rock Park Race Track; (11) the Arena at
8248 Harbor Yard; (12) New Britain Stadium; (13) the Connecticut Marine
8249 Trades Association; (14) the Office of Policy and Management; (15) [the
8250 Department of Economic and Community Development; (16)] the

8251 Capital City Economic Development Authority; [(17)] (16) the Nutmeg
8252 State Games; [(18)] (17) the Connecticut Interscholastic Athletic
8253 Conference; [(19)] (18) Fairfield University; [(20)] (19) Quinnipiac
8254 University; [(21)] (20) Sacred Heart University; [(22)] (21) any other
8255 entity involved in sports or sporting events that the [executive
8256 director] commissioner deems appropriate; [(23)] (22) the Connecticut
8257 State Golf Association; and [(24)] (23) Dodd Stadium.

8258 (c) The [first meeting of the Sports Advisory Board shall convene
8259 not later than November 15, 2008, and the] advisory board shall meet
8260 not less than once per calendar quarter thereafter. The advisory board
8261 shall provide any recommendations of the advisory board to the
8262 [executive director] commissioner not later than thirty days after any
8263 such meeting.

8264 (d) The members of the advisory board may select a chairperson
8265 from among its membership who shall be responsible for the
8266 scheduling and conducting of any such meeting.

8267 (e) The [Connecticut Commission on Culture and Tourism]
8268 Department of Community Development shall provide staff support to
8269 the board.

8270 (f) Not later than thirty days prior to each regular session of the
8271 General Assembly, the [executive director of the Connecticut
8272 Commission on Culture and Tourism] Department of Community
8273 Development shall submit a report to the joint standing committee of
8274 the General Assembly having cognizance of matters relating to
8275 commerce that includes information on the status of the Sports
8276 Advisory Board's activities, the implementation of any
8277 recommendations of such advisory board and any legislative
8278 proposals related to such recommendations.

8279 Sec. 148. Section 10a-19f of the general statutes is repealed and the
8280 following is substituted in lieu thereof (*Effective July 1, 2009*):

8281 (a) There is established a "You Belong" loan reimbursement grant

8282 program, administered by the Department of Higher Education, for
8283 graduates of doctoral programs who are employed in Connecticut in
8284 economically valuable fields.

8285 (b) Within available appropriations, the program shall provide
8286 student loan reimbursement grants for persons who (1) have been
8287 awarded a doctoral degree from any institution of higher education,
8288 and (2) are newly employed in Connecticut in an economically
8289 valuable field, as determined by the Department of [Economic and]
8290 Community Development, on or after January 1, 2006, by a company
8291 or an institution of higher education that has registered with or
8292 otherwise been qualified under the program by the Department of
8293 [Economic and] Community Development.

8294 (c) Persons who qualify under subsection (b) of this section shall
8295 receive reimbursement grants on an annual basis for qualifying
8296 student loan payments in amounts as determined by the
8297 Commissioner of Higher Education. A person qualifying under
8298 subsection (b) of this section shall only be reimbursed for loan
8299 payments made while such person is employed in Connecticut by a
8300 qualifying company or in research at an institution of higher education
8301 in an economically valuable field. The Department of Higher
8302 Education shall develop eligibility requirements for recipients of such
8303 reimbursement grants in consultation with the Department of
8304 [Economic and] Community Development. Such requirements may
8305 include income guidelines. Persons may apply for grants to the
8306 Department of Higher Education at such time and in such manner as
8307 the Commissioner of Higher Education prescribes.

8308 (d) Any unexpended funds appropriated for purposes of this
8309 section shall not lapse at the end of the fiscal year but shall be available
8310 for expenditure during the next fiscal year.

8311 (e) The Department of Higher Education may use up to two per cent
8312 of the funds appropriated for purposes of this section for program
8313 administration, promotion and recruitment activities.

8314 Sec. 149. Section 12-3f of the general statutes is repealed and the
8315 following is substituted in lieu thereof (*Effective July 1, 2009*):

8316 (a) There is established a Department of Revenue Services Small and
8317 Medium-Sized Business Users Committee. The committee shall consist
8318 of (1) the chairpersons and ranking members of the joint standing
8319 committee of the General Assembly having cognizance of matters
8320 relating to finance, revenue and bonding, or their designees, (2) the
8321 chairpersons and ranking members of the joint standing committee of
8322 the General Assembly having cognizance of matters relating to the
8323 Department of [Economic and] Community Development, or their
8324 designees, (3) the Commissioner of Revenue Services, or his designee,
8325 (4) two members appointed by the Governor, (5) one member of the
8326 joint standing committee of the General Assembly having cognizance
8327 of matters relating to finance, revenue and bonding, who shall be
8328 appointed by the president pro tempore of the Senate, (6) one member
8329 of the joint standing committee of the General Assembly having
8330 cognizance of matters relating to appropriations, who is also a member
8331 of the subcommittee having cognizance of matters relating to
8332 appropriations for the Department of Revenue Services and who shall
8333 be appointed by the speaker of the House of Representatives, (7) two
8334 representatives of small and medium-sized businesses, one of whom
8335 shall be appointed by the majority leader of the Senate and one of
8336 whom shall be appointed by the majority leader of the House of
8337 Representatives, (8) a certified public accountant, who shall be
8338 appointed by the majority leader of the Senate, (9) an attorney with
8339 expertise in tax law, who shall be appointed by the majority leader of
8340 the House of Representatives, (10) a representative of small and
8341 medium-sized businesses and a certified public accountant, who shall
8342 be appointed by the minority leader of the House of Representatives,
8343 and (11) a representative of small and medium-sized businesses and an
8344 attorney with expertise in tax law, who shall be appointed by the
8345 minority leader of the Senate. All appointments shall be made within
8346 thirty days after July 1, 1993. The commissioner shall call the initial
8347 meeting of the committee, at which the committee shall elect one of its

8348 members to serve as chairperson.

8349 (b) The committee shall advise and make recommendations to the
8350 Commissioner of Revenue Services concerning measures to improve
8351 the department's "user friendliness".

8352 Sec. 150. Subdivisions (59) and (60) of section 12-81 of the general
8353 statutes are repealed and the following is substituted in lieu thereof
8354 (*Effective July 1, 2009*):

8355 (59) (a) Any manufacturing facility, as defined in section 32-9p,
8356 acquired, constructed, substantially renovated or expanded on or after
8357 July 1, 1978, in a distressed municipality, as defined in said section or
8358 in a targeted investment community, as defined in section 32-222, or in
8359 an enterprise zone designated pursuant to section 32-70 and for which
8360 an eligibility certificate has been issued by the Department of
8361 [Economic and] Community Development, and any manufacturing
8362 plant designated by the Commissioner of [Economic and] Community
8363 Development under subsection (a) of section 32-75c as follows: To the
8364 extent of eighty per cent of its valuation for purposes of assessment in
8365 each of the five full assessment years following the assessment year in
8366 which the acquisition, construction, renovation or expansion of the
8367 manufacturing facility is completed, except that a manufacturing
8368 facility having a standard industrial classification code of 2833 or 2834
8369 and having at least one thousand full-time employees, as defined in
8370 subsection (f) of section 32-9j, shall be eligible to have the assessment
8371 period extended for five additional years upon approval of the
8372 commissioner, in accordance with all applicable regulations, provided
8373 such full-time employees have not been relocated from another facility
8374 in the state operated by the same eligible applicant;

8375 (b) Any service facility, as defined in section 32-9p, acquired,
8376 constructed, substantially renovated or expanded on or after July 1,
8377 1996, and for which an eligibility certificate has been issued by the
8378 Department of [Economic and] Community Development, as follows:
8379 (i) In the case of an investment of twenty million dollars or more but

8380 not more than thirty-nine million dollars in the service facility, to the
8381 extent of forty per cent of its valuation for purposes of assessment in
8382 each of the five full assessment years following the assessment year in
8383 which the acquisition, construction, renovation or expansion of the
8384 service facility is completed; (ii) in the case of an investment of more
8385 than thirty-nine million dollars but not more than fifty-nine million
8386 dollars in the service facility, to the extent of fifty per cent of its
8387 valuation for purposes of assessment in each of the five full assessment
8388 years following the assessment year in which the acquisition,
8389 construction, renovation or expansion of the service facility is
8390 completed; (iii) in the case of an investment of more than fifty-nine
8391 million dollars but not more than seventy-nine million dollars in the
8392 service facility, to the extent of sixty per cent of its valuation for
8393 purposes of assessment in each of the five full assessment years
8394 following the assessment year in which the acquisition, construction,
8395 renovation or expansion of the service facility is completed; (iv) in the
8396 case of an investment of more than seventy-nine million dollars but
8397 not more than ninety million dollars in the service facility, to the extent
8398 of seventy per cent of its valuation for purposes of assessment in each
8399 of the five full assessment years following the assessment year in
8400 which the acquisition, construction, renovation or expansion of the
8401 service facility is completed; or (v) in the case of an investment of more
8402 than ninety million dollars in the service facility, to the extent of eighty
8403 per cent of its valuation for purposes of assessment in each of the five
8404 full assessment years following the assessment year in which the
8405 acquisition, construction, renovation or expansion of the service
8406 facility is completed, except that any financial institution, as defined in
8407 section 12-217u, having at least four thousand qualified employees, as
8408 determined in accordance with an agreement pursuant to subdivision
8409 (3) of subsection (n) of section 12-217u, shall be eligible to have the
8410 assessment period extended for five additional years upon approval of
8411 the commissioner, in accordance with all applicable regulations,
8412 provided such full-time employees have not been relocated from
8413 another facility in the state operated by the same eligible applicant. In
8414 no event shall the definition of qualified employee be more favorable

8415 to the employer than the definition provided in section 12-217u;

8416 (c) The completion date of a manufacturing facility, manufacturing
8417 plant or a service facility will be determined by the Department of
8418 [Economic and] Community Development taking into account the
8419 issuance of occupancy certificates and such other factors as it deems
8420 relevant. In the case of a manufacturing facility, manufacturing plant
8421 or a service facility which consists of a constructed, renovated or
8422 expanded portion of an existing plant, the assessed valuation of the
8423 facility or manufacturing plant is the difference between the assessed
8424 valuation of the plant prior to its being improved and the assessed
8425 valuation of the plant upon completion of the improvements. In the
8426 case of a manufacturing facility, manufacturing plant or a service
8427 facility which consists of an acquired portion of an existing plant, the
8428 assessed valuation of the facility or manufacturing plant is the assessed
8429 valuation of the portion acquired. This exemption shall be applicable
8430 during each such assessment year regardless of any change in the
8431 ownership or occupancy of the facility or manufacturing plant. If
8432 during any such assessment year, however, any facility for which an
8433 eligibility certificate has been issued ceases to qualify as a
8434 manufacturing facility, manufacturing plant or a service facility, the
8435 entitlement to the exemption allowed by this subdivision shall
8436 terminate for the assessment year following the date on which the
8437 qualification ceases, and there shall not be a pro rata application of the
8438 exemption. Any person who desires to claim the exemption provided
8439 in this subdivision shall file annually with the assessor or board of
8440 assessors in the distressed municipality, targeted investment
8441 community or enterprise zone designated pursuant to section 32-70 in
8442 which the manufacturing facility or service facility is located, on or
8443 before the first day of November, written application claiming such
8444 exemption on a form prescribed by the Secretary of the Office of Policy
8445 and Management. Failure to file such application in this manner and
8446 form within the time limit prescribed shall constitute a waiver of the
8447 right to such exemption for such assessment year, unless an extension
8448 of time is allowed pursuant to section 12-81k, and upon payment of the

8449 required fee for late filing;

8450 (60) (a) (1) Machinery and equipment which represents an addition
8451 to the assessment or grand list of the municipality in which this
8452 exemption is claimed and is installed in any manufacturing facility, as
8453 defined in section 32-9p, which facility is or has been constructed, or
8454 substantially renovated or expanded on or after July 1, 1978, in a
8455 distressed municipality or targeted investment community or
8456 enterprise zone designated pursuant to section 32-70 and for which an
8457 eligibility certificate has been issued by the Department of [Economic
8458 and] Community Development, concurrently with and directly
8459 attributable to such construction, renovation or expansion, (2)
8460 machinery and equipment which represents an addition to the
8461 assessment or grand list of the municipality in which this exemption is
8462 claimed and is installed, or machinery and equipment existing, in any
8463 manufacturing facility, as defined in section 32-9p, which facility is or
8464 has been acquired on or after July 1, 1978, in a distressed municipality,
8465 targeted investment community or enterprise zone designated
8466 pursuant to section 32-70 and for which an eligibility certificate has
8467 been issued by the Department of [Economic and] Community
8468 Development, and (3) machinery and equipment acquired and
8469 installed on or after October 1, 1986, in a manufacturing facility that is
8470 or has at one time been certified as eligible for the exemption under
8471 this subparagraph in accordance with section 32-9r, and which
8472 continues to be used for manufacturing purposes, provided such
8473 machinery and equipment is installed in conjunction with an
8474 expansion program that satisfies the requirements for a manufacturing
8475 facility, as defined in section 32-9p, and is contiguous to and represents
8476 an increase in square feet of floor space of not less than fifty per cent of
8477 the floor space in the certified manufacturing facility, as follows: To the
8478 extent of eighty per cent of its valuation for purposes of assessment in
8479 each of the five full assessment years for which the manufacturing
8480 facility in which it is installed qualifies for an exemption under
8481 subdivision (59) of this section, except that a facility having a code
8482 classification 2833 or 2834 in the Standard Industrial Code

8483 Classification Manual, United States Office of Management and
8484 Budget, 1987 edition, wherein at least one thousand new full-time
8485 employees, as defined in subsection (f) of section 32-9j, are employed,
8486 shall be eligible to have the assessment period under this subdivision
8487 extended for five additional years upon approval of the commissioner,
8488 provided the commissioner approves an extension of the assessment
8489 period under subdivision (59) of this section for said facility;

8490 (b) (1) Machinery and equipment which represents an addition to
8491 the assessment or grand list of the municipality in which this
8492 exemption is claimed and is installed in any service facility, as defined
8493 in section 32-9p, which facility is or has been constructed, or
8494 substantially renovated or expanded on or after July 1, 1996, and for
8495 which an eligibility certificate has been issued by the Department of
8496 [Economic and] Community Development, concurrently with and
8497 directly attributable to such construction, renovation or expansion, (2)
8498 machinery and equipment which represents an addition to the
8499 assessment or grand list of the municipality in which this exemption is
8500 claimed and is installed, or machinery and equipment existing, in any
8501 service facility, as defined in section 32-9p, which facility is or has been
8502 acquired on or after July 1, 1996, and for which an eligibility certificate
8503 has been issued by the department, and (3) machinery and equipment
8504 acquired and installed on or after July 1, 1996, in a service facility that
8505 is or has at one time been certified as eligible for the exemption under
8506 this subparagraph in accordance with section 32-9r and which
8507 continues to be used for service purposes, provided such machinery
8508 and equipment is installed in conjunction with an expansion program
8509 that satisfies the requirements for a service facility, as defined in
8510 section 32-9p, and is contiguous to and represents an increase in
8511 square feet of floor space of not less than fifty per cent of the floor
8512 space in the certified service facility, as follows: (i) In the case of an
8513 investment of twenty million dollars or more but not more than thirty-
8514 nine million dollars in the service facility, to the extent of forty per cent
8515 of its valuation for purposes of assessment in each of the five full
8516 assessment years for which the service facility in which it is installed

8517 qualifies for an exemption under subdivision (59) of this section; (ii) in
8518 the case of an investment of more than thirty-nine million dollars but
8519 not more than fifty-nine million dollars in the service facility, to the
8520 extent of fifty per cent of its valuation for purposes of assessment in
8521 each of the five full assessment years for which the service facility in
8522 which it is installed qualifies for an exemption under subdivision (59)
8523 of this section; (iii) in the case of an investment of more than fifty-nine
8524 million dollars but not more than seventy-nine million dollars in the
8525 service facility, to the extent of sixty per cent of its valuation for
8526 purposes of assessment in each of the five full assessment years for
8527 which the service facility in which it is installed qualifies for an
8528 exemption under subdivision (59) of this section; (iv) in the case of an
8529 investment of more than seventy-nine million dollars but not more
8530 than ninety million dollars in the service facility, to the extent of
8531 seventy per cent of its valuation for purposes of assessment in each of
8532 the five full assessment years for which the service facility in which it
8533 is installed qualifies for an exemption under subdivision (59) of this
8534 section; or (v) in the case of an investment of more than ninety million
8535 dollars in the service facility, to the extent of eighty per cent of its
8536 valuation for purposes of assessment in each of the five full assessment
8537 years for which the service facility in which it is installed qualifies for
8538 an exemption under subdivision (59) of this section, except that any
8539 financial institution, as defined in section 12-217u, having at least four
8540 thousand qualified employees, as determined in accordance with an
8541 agreement pursuant to subdivision (3) of subsection (n) of section 12-
8542 217u, shall be eligible to have the assessment period extended for five
8543 additional years upon approval of the commissioner, in accordance
8544 with all applicable regulations, provided such full-time employees
8545 have not been relocated from another facility in the state operated by
8546 the same eligible applicant. In no event shall the definition of qualified
8547 employee be more favorable to the employer than the definition
8548 provided in section 12-217u;

8549 (c) This exemption shall terminate for the assessment year next
8550 following if the manufacturing facility or service facility in which such

8551 machinery and equipment is installed no longer qualifies for an
8552 exemption under said subdivision (59), and there shall not be a pro
8553 rata application of the exemption of such machinery and equipment in
8554 the assessment year of such termination. Any person who desires to
8555 claim the exemption provided in this subdivision shall file annually
8556 with the assessor or board of assessors in the distressed municipality,
8557 targeted investment community or enterprise zone designated
8558 pursuant to section 32-70 in which the manufacturing facility or service
8559 facility is located, on or before the first day of November, written
8560 application claiming such exemption on a form prescribed by the
8561 Secretary of the Office of Policy and Management. Failure to file such
8562 application in this manner and form within the time limit prescribed
8563 shall constitute a waiver of the right to such exemption for such
8564 assessment year, unless an extension of time is allowed pursuant to
8565 section 12-81k, and upon payment of the required fee for late filing.
8566 This exemption shall not apply to rolling stock.

8567 Sec. 151. Subdivision (70) of section 12-81 of the general statutes is
8568 repealed and the following is substituted in lieu thereof (*Effective July*
8569 *1, 2009*):

8570 (70) (A) New machinery and equipment used directly in the
8571 manufacturing of goods or products and acquired through purchase
8572 by any business organization or any affiliate of such business
8573 organization as part of a technological upgrading of the manufacturing
8574 process at a location in a distressed municipality, targeted investment
8575 community, as defined in section 32-222, or enterprise zone designated
8576 pursuant to section 32-70, and for which an eligibility certificate has
8577 been issued by the Department of [Economic and] Community
8578 Development, which business organization (i) is engaged in the
8579 manufacturing, processing or assembling of raw materials, parts or
8580 manufactured products, (ii) has been in continuous operation in the
8581 state for a period not less than five years prior to claiming the
8582 exemption provided in this subdivision, (iii) had gross receipts in an
8583 amount less than twenty million dollars in the year prior to claiming
8584 the exemption provided in this subdivision, including receipts of any

8585 affiliates of the business organization, and (iv) has incurred costs in
8586 acquiring such machinery and equipment not less than the greater of
8587 (I) two hundred thousand dollars, or (II) two hundred per cent of the
8588 business organization's and affiliate's average expenditure for the
8589 acquisition of machinery and equipment used directly in the
8590 manufacturing of goods or products at the location in the distressed
8591 municipality, targeted investment community or enterprise zone
8592 designated pursuant to section 32-70 during the three years prior to
8593 claiming the exemption provided in this subdivision, as follows: To the
8594 extent of fifty per cent of its valuation for purposes of assessment in
8595 each of the five full assessment years following the assessment year in
8596 which such machinery and equipment is acquired;

8597 (B) Any person who desires to claim the exemption provided in this
8598 subdivision shall file annually with the assessor or board of assessors
8599 in the distressed municipality, targeted investment community or
8600 enterprise zone designated pursuant to section 32-70 in which the
8601 business organization is located, on or before the first day of
8602 November, written application claiming such exemption on a form
8603 prescribed by the Secretary of the Office of Policy and Management.
8604 Failure to file such application in this manner and form within the time
8605 limit prescribed shall constitute a waiver of the right to such
8606 exemption for such assessment year, unless an extension of time is
8607 allowed pursuant to section 12-81k, and upon payment of the required
8608 fee for late filing. No person shall be eligible to receive the exemption
8609 provided in this subdivision if such exemption is sought for machinery
8610 and equipment located in a manufacturing facility, as defined in
8611 subsection (d) of section 32-9p, currently receiving assistance under
8612 subdivisions (59) and (60) of this section, and no person shall receive
8613 such exemption for eligible machinery or equipment at each location in
8614 a distressed municipality, targeted investment community or
8615 enterprise zone designated pursuant to section 32-70 more than once in
8616 any continuous five-year period;

8617 (C) The state and the municipality and district shall hold a security
8618 interest, as defined in subdivision (35) of subsection (b) of section 42a-

8619 1-201, in any machinery or equipment which is exempt from taxation
8620 pursuant to this subdivision, in an amount equal to the tax revenue
8621 reimbursed or lost, as the case may be, which shall be subordinate to
8622 any purchase money security interest, as defined in section 42a-9-103a.
8623 Such security interest shall be enforceable against the taxpayer for a
8624 period of five years after the last assessment year in which such
8625 exemption was received in any case in which the business organization
8626 ceases all business operations or moves its business operations entirely
8627 out of this state. Any assessor who has granted an exemption under
8628 this subdivision shall provide written notification to the secretary of
8629 the cessation of such operations or the move of such operations
8630 entirely out of this state. Such notification may be made at any time
8631 after the October first of the last assessment year in which such
8632 exemption is granted and before the September thirtieth that is five
8633 years after the conclusion of said assessment year. Upon receiving such
8634 notification and complying with the provisions of section 12-35a, the
8635 state shall have a lien upon the machinery or equipment situated in
8636 this state and owned by the person that ceased all business operations
8637 or moved such operations entirely out of this state. Notwithstanding
8638 the provisions of section 12-35a, the total amount of the reimbursement
8639 made by the state for the property tax exemptions granted to the
8640 person under the provisions of this subdivision, shall be deemed to be
8641 the amount of the tax which such person failed to pay.
8642 Notwithstanding said section 12-35a, the information required to be
8643 included in the notice of lien for said tax shall be as follows: (i) The
8644 owner of the property upon which the lien is claimed, (ii) the business
8645 address or residence address of such owner, (iii) the specific property
8646 claimed to be subject to such lien, (iv) the location of such property at
8647 the time it was last made tax-exempt pursuant to this subdivision, (v)
8648 the total amount of the reimbursement made by the state for the
8649 property tax exemptions granted to such owner under the provisions
8650 of this subdivision, and (vi) the tax period or periods for which such
8651 lien is claimed. If more than one agency of the state perfects such a
8652 notice of lien on the same day, the priority of such liens shall be
8653 determined by the time of day such liens were perfected, and if

8654 perfected at the same time, the lien for the highest amount shall have
8655 priority. In addition to the other remedies provided in this subdivision,
8656 the Attorney General, upon request of the secretary, may bring a civil
8657 action in a court of competent jurisdiction to recover the amount of tax
8658 revenue reimbursed by the state from any person who received an
8659 exemption under this subdivision.

8660 Sec. 152. Section 12-263m of the general statutes is repealed and the
8661 following is substituted in lieu thereof (*Effective July 1, 2009*):

8662 (a) As used in this section: (1) "Eligible dry cleaning establishment"
8663 means any place of business engaged in the cleaning of clothing or
8664 other fabrics using tetrachlorethylene, Stoddard solvent or other
8665 chemicals or any place of business that accepts clothing or other fabrics
8666 to be cleaned by another establishment using such chemicals, (2) "gross
8667 receipts at retail" means the total amount accruing from dry cleaning
8668 services at retail, valued in money, without any deduction for the cost
8669 of the materials used, labor or service cost or any other expense, and
8670 (3) "eligible applicant" means (A) a business owner or operator of an
8671 eligible dry cleaning establishment, or (B) an owner of property that is
8672 occupied by an eligible dry cleaning establishment.

8673 (b) There shall be paid to the Commissioner of Revenue Services by
8674 each dry cleaning establishment a surcharge of one per cent of its gross
8675 receipts at retail for any dry cleaning service performed on or after
8676 January 1, 1995. Each such establishment shall register with the
8677 Commissioner of Revenue Services on forms prescribed by him. Each
8678 such establishment shall submit a return quarterly to the
8679 Commissioner of Revenue Services, applicable with respect to the
8680 calendar quarter beginning January 1, 1995, and each calendar quarter
8681 thereafter, on or before the last day of the month immediately
8682 following the end of each such calendar quarter, on a form prescribed
8683 by the commissioner, together with payment of the quarterly
8684 surcharge determined and payable in accordance with the provisions
8685 of this section. Whenever such surcharge is not paid when due, a
8686 penalty of ten per cent of the amount due or fifty dollars, whichever is

greater, shall be imposed, and such surcharge shall bear interest at the rate of one per cent per month or fraction thereof until the same is paid. The Commissioner of Revenue Services shall cause copies of a form prescribed for submitting returns as required under this section to be distributed to persons subject to the surcharge. Failure to receive such form shall not be construed to relieve anyone subject to the surcharge under this section from the obligations of submitting a return, together with payment of such surcharge within the time required. The provisions of sections 12-548 to 12-554, inclusive, and sections 12-555a and 12-555b shall apply to the provisions of this section in the same manner and with the same force and effect as if the language of said sections 12-548 to 12-554, inclusive, and sections 12-555a and 12-555b had been incorporated in full into this section and had expressly referred to the surcharge imposed under this section, except to the extent that any such provision is inconsistent with a provision of this section and except that the term "tax" shall be read as "dry cleaning establishment surcharge". Any moneys received by the state pursuant to this section shall be deposited into the account established pursuant to subsection (c) of this section.

(c) There is established an account within the General Fund to be known as the "dry cleaning establishment remediation account". Said account shall contain any moneys required by law to be deposited in the account. Any balance remaining in the account at the end of any fiscal year shall be carried forward in the account for the fiscal year next succeeding. The account shall be used by the Department of [Economic and] Community Development for grants made to owners or operators of eligible dry cleaning establishments or owners of property on which an eligible dry cleaning establishment has been in operation for at least a year prior to the approval of the application.

(d) The state, acting through the Commissioner of [Economic and] Community Development, shall use the dry cleaning establishment remediation account to provide grants to applicants for the purposes of the containment and removal or mitigation of environmental pollution resulting from the discharge, spillage, uncontrolled loss,

8721 seepage or filtration of chemical liquids or solid, liquid or gaseous
8722 products or hazardous wastes on or at the site of an eligible dry
8723 cleaning establishment or for measures undertaken to prevent such
8724 pollution which are approved by the Commissioner of Environmental
8725 Protection. In order to qualify for a grant under the provisions of this
8726 section an eligible applicant must demonstrate to the satisfaction of the
8727 Commissioner of [Economic and] Community Development that (1)
8728 the eligible dry cleaning establishment is using or has previously used,
8729 tetrachlorethylene or Stoddard solvent or other chemicals for the
8730 purpose of cleaning clothes or other fabrics, (2) the eligible dry
8731 cleaning establishment has been doing business at the site for a period
8732 of at least one year prior to the submission date or approval date of the
8733 application for assistance under this section, (3) the eligible dry
8734 cleaning establishment is not in arrears with regard to any tax levied
8735 by the state or any political subdivision of the state and the dry
8736 cleaning surcharge imposed by subsection (b) of this section, and (4)
8737 the eligible applicant is not in arrears with regard to any tax levied by
8738 the state or any political subdivision of the state. Any funds disbursed
8739 as a grant under this section shall not be subject to attachment in the
8740 satisfaction of any judgment against the recipient of such grant in any
8741 civil action.

8742 (e) Notwithstanding the terms of any grant made under this section,
8743 an eligible applicant shall bear all the costs of such pollution that are
8744 less than ten thousand dollars. The Commissioner of [Economic and]
8745 Community Development may provide a grant of up to three hundred
8746 thousand dollars to the eligible applicant where the eligible applicant
8747 has provided said commissioner with documentation satisfactory to
8748 said commissioner that the services for which payment is sought have
8749 been or will be completed. No eligible applicant shall receive more
8750 than three hundred thousand dollars per eligible dry cleaning
8751 establishment. There shall be allocated to the Department of [Economic
8752 and] Community Development annually from the account, for
8753 administrative costs, an amount equal to five per cent of the maximum
8754 balance of the account in the preceding year or one hundred thousand

dollars, whichever is greater. In addition the account may be used (1) to provide grants to the Department of Environmental Protection for expenditures made investigating dry cleaning establishments, (2) to provide potable water whenever necessary, and (3) to conduct environmental site assessments.

(f) Requests for grants shall be made to the Commissioner of [Economic and] Community Development. Any eligible applicant seeking a grant shall provide documentation supporting the need for the grant.

(g) Any dry cleaning establishment which unlawfully or intentionally discharges or spills any chemical liquids or solid, liquid or gaseous products or hazardous wastes shall not be eligible for a grant from the account.

(h) The Commissioner of [Economic and] Community Development shall establish procedures for distribution of the grants and shall adopt criteria to carry out the provisions of this section. Such criteria shall specify (1) who may apply for grants; (2) how establishments, whether owned or leased, will be determined to be eligible for grants; and (3) the costs for which grants may be made.

(i) The Commissioner of [Economic and] Community Development shall include in the report required pursuant to section 32-1m an annual report that shall include information as to the number of applications received, and the number and amounts of grants made, since the inception of the program, the names of the applicants, the time period between submission of an application and the decision to approve or deny the grant, which applications were approved and which applications were denied and the reasons for denial. Such report shall further include a recommendation as to whether the surcharge and the grant program established under this section should continue.

Sec. 153. Subsection (a) of section 13b-38a of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2009*):

8787 (a) The Department of Transportation shall assist all employers in
8788 the state who employ or provide parking facilities for one hundred or
8789 more employees in one location, in establishing a commuter, trip-to-
8790 work program. The Department of Transportation, working in
8791 coordination with the Office of Policy and Management, the
8792 Department of Environmental Protection and the Department of
8793 [Economic and] Community Development, shall provide to such
8794 employers information for commuting to work, which information
8795 shall include, but not be limited to, the following: (1) Schedules and
8796 types of available modes of public transportation in the employer's
8797 region; (2) maps and listings of state commuter parking lot locations;
8798 (3) estimates of cost savings to individual employees where
8799 determinable; (4) sources of available federal and state funds,
8800 including subsidies, to aid in the implementation of employee
8801 commuter, trip-to-work programs; (5) available tax incentives to
8802 employers for participation in such program; (6) lists of state, regional
8803 and local officials operating transit districts, who may assist the
8804 employer in such a program; and (7) literature, posters, pamphlets and
8805 cost savings charts. All employers in the state who employ or provide
8806 parking facilities to one hundred or more employees in one location,
8807 who wish to participate in a commuter, trip-to-work program, shall
8808 submit to the Department of Transportation on forms provided by the
8809 commissioner, the work schedules, residence addresses and usual
8810 mode of transportation of their employees. Following an employer's
8811 request for a commuter, trip-to-work program, the department, in
8812 conjunction with any other state agency having jurisdiction, shall
8813 render necessary assistance in the implementation of the program.
8814 Based upon information received from the employer and in the order
8815 received, the Department of Transportation shall furnish to such
8816 employers a proposed commuter, trip-to-work program for their
8817 employees. Said program shall include at no cost to the employer: (A)
8818 A computer matching of employees for potential carpool, vanpool and
8819 buspool services; (B) technical assistance to the employer in
8820 implementing carpools, vanpools and buspools and utilizing existing
8821 transit systems at the employer's work location.

8822 Sec. 154. Section 13b-51b of the general statutes is repealed and the
8823 following is substituted in lieu thereof (*Effective July 1, 2009*):

8824 There shall be, within the Department of Transportation, a State
8825 Maritime Office which shall: (1) Be responsible for maritime
8826 operations, including the State Pier in New London, the Connecticut
8827 River ferries and such other operational responsibilities as shall be
8828 assigned to it; (2) serve as the Governor's principal maritime policy
8829 advisor; (3) serve as the liaison between the state and federal, local and
8830 private entities involved in maritime policy activities; (4) coordinate
8831 the state's maritime policy activities; (5) encourage year-round use of
8832 water-related industries; (6) work with the Department of [Economic
8833 and] Community Development and other state, local and private
8834 entities to maximize the economic potential of Connecticut's ports and
8835 other maritime resources; (7) conduct necessary research and planning
8836 activities; (8) assess potential state investments in ports and other
8837 maritime facilities; (9) provide staff support to the Connecticut
8838 Maritime Commission, created in section 13b-51a; and (10) undertake
8839 such other responsibilities as may be assigned to it by the
8840 commissioner or the Governor.

8841 Sec. 155. Subsection (b) of section 13b-57d of the general statutes is
8842 repealed and the following is substituted in lieu thereof (*Effective July*
8843 *1, 2009*):

8844 (b) As used in this subsection and sections 13b-57h to 13b-57k,
8845 inclusive, 13b-212d and 14-270e:

8846 (1) "TSB project" means any planning, capital or operating project
8847 recommended by the board in its strategy;

8848 (2) "Economic development plan" means a comprehensive plan
8849 describing (A) existing economic development projects, and (B)
8850 proposed economic development projects for which a letter of
8851 commitment has been issued by the Department of [Economic and]
8852 Community Development; and

8853 (3) "Economic development project" means any project, as defined
8854 in subsection (d) of section 32-23d, which is to be used or occupied by
8855 any person for (A) manufacturing, industrial, research, office or
8856 product warehousing or distribution purposes or hydroponic or
8857 aquaponic food production purposes and which the authority
8858 determines will tend to maintain or provide gainful employment,
8859 maintain or increase the tax base of the economy, or maintain, expand
8860 or diversify industry in the state, or (B) controlling, abating, preventing
8861 or disposing land, water, air or other environmental pollution,
8862 including without limitation thermal, radiation, sewage, wastewater,
8863 solid waste, toxic waste, noise or particulate pollution, except
8864 resources recovery facilities, as defined in section 22a-219a, used for
8865 the principal purpose of processing municipal solid waste and which
8866 are not expansions or additions to resources recovery facilities
8867 operating on July 1, 1990, or (C) the conservation of energy or the
8868 utilization of cogeneration technology or solar, wind, hydro, biomass
8869 or other renewable sources to produce energy for any industrial or
8870 commercial application, or (D) any other purpose which the authority
8871 determines will materially contribute to the economic base of the state
8872 by creating or retaining jobs, promoting the export of products or
8873 services beyond state boundaries, encouraging innovation in products
8874 or services, or otherwise contributing to, supporting or enhancing
8875 existing activities that are important to the economic base of the state.

8876 Sec. 156. Section 13b-57e of the general statutes is repealed and the
8877 following is substituted in lieu thereof (*Effective July 1, 2009*):

8878 (a) There is established the Connecticut Transportation Strategy
8879 Board, within the Office of Policy and Management for administrative
8880 purposes only, the members of which shall be appointed as follows:

8881 (1) Five members from the private sector who have expertise in
8882 transportation, business, finance or law as follows: (A) The Governor
8883 shall appoint one member, who shall be the chairperson, and whose
8884 first term shall expire on June 30, 2005, (B) the president pro tempore
8885 of the Senate shall appoint one member whose first term shall expire

8886 on June 30, 2004, (C) the speaker of the House of Representatives shall
8887 appoint one member whose first term shall expire on June 30, 2003, (D)
8888 the minority leader of the Senate shall appoint one member whose first
8889 term shall expire on June 30, 2003, and (E) the minority leader of the
8890 House of Representatives shall appoint one member whose first term
8891 shall expire on June 30, 2002;

8892 (2) One member from each TIA, for which position the chairpersons
8893 of the board of the local planning agencies in such TIA, after
8894 consulting with the participants in such TIA, shall nominate, for
8895 consideration by the appointing authority, three individuals who live
8896 in such TIA and who have significant experience in and knowledge of
8897 local, regional and state governmental processes, including at least one
8898 chief elected official in a town in such TIA. If the chairpersons of the
8899 board of the local planning agencies in such TIA fail to nominate three
8900 qualifying individuals within one hundred eighty days of the
8901 expiration of the previous appointment term, the appointing authority
8902 may appoint an individual meeting the qualifications of this
8903 subdivision. Appointments shall be made as follows: (A) The
8904 chairpersons of the joint standing committee of the General Assembly
8905 having cognizance of matters relating to transportation shall appoint
8906 one member from the southeast corridor TIA, whose first term shall
8907 expire on June 30, 2002, (B) the president pro tempore of the Senate
8908 shall appoint one member from the I-91 corridor TIA, whose first term
8909 shall expire on June 30, 2003, provided, on and after July 1, 2006,
8910 subsequent appointments shall be from the I-84 corridor TIA, (C) the
8911 speaker of the House of Representatives shall appoint one member
8912 from the coastal corridor TIA, whose first term shall expire on June 30,
8913 2004, (D) the majority leader of the Senate shall appoint one member
8914 from the I-395 corridor TIA, whose first term shall expire on June 30,
8915 2005, and (E) the majority leader of the House of Representatives shall
8916 appoint one member from the I-84 corridor TIA, whose first term shall
8917 expire on June 30, 2005, provided, on and after July 1, 2006, subsequent
8918 appointments shall be from the I-91 corridor TIA; and

8919 (3) The Commissioners of Transportation, Environmental

8920 Protection, [Economic and] Community Development and Public
8921 Safety, and the Secretary of the Office of Policy and Management, or
8922 their respective designees.

8923 (b) Upon the expiration of the term of a member of the board who is
8924 appointed as provided in subdivision (1) or (2) of subsection (a) of this
8925 section, each subsequent appointee to the board shall serve for a term
8926 of four years. No person shall serve as a member of the board for more
8927 than two consecutive terms. A vacancy in the position of an appointed
8928 board member shall be filled by the appointing authority for the
8929 remainder of the term.

8930 (c) The board may establish such subcommittees as it deems
8931 appropriate and appoint the members of such subcommittees from
8932 among its members. Ten members of the board shall be present to
8933 constitute a quorum.

8934 (d) The members of the board shall not be compensated for their
8935 service as members of the board.

8936 (e) The board may issue guidelines for coordination and
8937 organization to the TIAs. These guidelines shall not constitute
8938 regulations, as defined in subdivision (13) of section 4-166.

8939 (f) The Secretary of the Office of Policy and Management shall be
8940 responsible for staff support for the board. The secretary may utilize
8941 the staff of said office and, in consultation with the responsible agency
8942 head, the Department of Transportation, the Department of [Economic
8943 and] Community Development, or any other state agency for that
8944 purpose. Within available appropriations, the board may hire
8945 consultants with approval by the secretary, and such consultants shall
8946 be procured through the Office of Policy and Management or the
8947 Department of Transportation, as determined by the secretary.

8948 (g) The Transportation Strategy Board is a public agency, as defined
8949 in section 1-200, for purposes of the Freedom of Information Act, and
8950 is a quasi-public agency, as defined in section 1-79, for purposes of

chapter 10.

Sec. 157. Subsection (c) of section 15-101pp of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2009*):

(c) The community advisory board shall have two core purposes: (1) To provide a regular communication vehicle between airport administrators and nearby towns on issues of concern to residents such as noise and traffic, and (2) to advise the Bradley Board of Directors on issues of transportation, land use, planning, zoning and economic development on land surrounding the airport or in close proximity to it. For the purposes of subdivision (2) of this subsection, there shall be a subcommittee, appointed by the community advisory board, made up of each town's manager or planner, together with representatives from regional organizations including: The Capital Region Council of Governments, Greater Hartford Growth Council, Springfield Regional Planning Agency and the Department of [Economic and] Community Development. The subcommittee shall work to develop new businesses around the airport and shall report to the community advisory board on a regular basis on its activities.

Sec. 158. Subsection (h) of section 16-50j of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2009*):

(h) Prior to commencing any hearing pursuant to section 16-50m, the council shall consult with and solicit written comments from the Department of Environmental Protection, the Department of Public Health, the Council on Environmental Quality, the Department of Agriculture, the Department of Public Utility Control, the Office of Policy and Management, the Department of [Economic and] Community Development and the Department of Transportation. In addition, the Department of Environmental Protection shall have the continuing responsibility to investigate and report to the council on all applications which prior to October 1, 1973, were within the

8983 jurisdiction of [said] the Department of Environmental Protection with
8984 respect to the granting of a permit. Copies of such comments shall be
8985 made available to all parties prior to the commencement of the
8986 hearing. Subsequent to the commencement of the hearing, said
8987 departments and council may file additional written comments with
8988 the council within such period of time as the council designates. All
8989 such written comments shall be made part of the record provided by
8990 section 16-50o. Said departments and council shall not enter any
8991 contract or agreement with any party to the proceedings or hearings
8992 described in this section or section 16-50p, that requires said
8993 departments or council to withhold or retract comments, refrain from
8994 participating in or withdraw from said proceedings or hearings.

8995 Sec. 159. Section 16a-35c of the general statutes is repealed and the
8996 following is substituted in lieu thereof (*Effective July 1, 2009*):

8997 (a) As used in this section and sections 16a-35d to 16a-35g, inclusive:

8998 (1) "Funding" includes any form of assurance, guarantee, grant
8999 payment, credit, tax credit or other assistance, including a loan, loan
9000 guarantee, or reduction in the principal obligation of or rate of interest
9001 payable on a loan or a portion of a loan;

9002 (2) "Growth-related project" means any project which includes (A)
9003 the acquisition of real property when the acquisition costs are in excess
9004 of one hundred thousand dollars, except the acquisition of open space
9005 for the purposes of conservation or preservation; (B) the development
9006 or improvement of real property when the development costs are in
9007 excess of one hundred thousand dollars; (C) the acquisition of public
9008 transportation equipment or facilities when the acquisition costs are in
9009 excess of one hundred thousand dollars; or (D) the authorization of
9010 each state grant, any application for which is not pending on July 1,
9011 2006, for an amount in excess of one hundred thousand dollars, for the
9012 acquisition or development or improvement of real property or for the
9013 acquisition of public transportation equipment or facilities, except the
9014 following: (i) Projects for maintenance, repair, additions or renovations

9015 to existing facilities, acquisition of land for telecommunications towers
9016 whose primary purpose is public safety, parks, conservation and open
9017 space, and acquisition of agricultural, conservation and historic
9018 easements; (ii) funding by the Department of [Economic and]
9019 Community Development for any project financed with federal funds
9020 used to purchase or rehabilitate existing single or multi-family housing
9021 or projects financed with the proceeds of revenue bonds if the
9022 Commissioner of [Economic and] Community Development
9023 determines that application of this section and sections 16a-35d and
9024 16a-35e (I) conflicts with any provision of federal or state law
9025 applicable to the issuance or tax-exempt status of the bonds or any
9026 provision of any trust agreement between the Department of
9027 [Economic and] Community Development and any trustee, or (II)
9028 would otherwise prohibit financing of an existing project or financing
9029 provided to cure or prevent any default under existing financing; (iii)
9030 projects that the Commissioner of [Economic and] Community
9031 Development determines promote fair housing choice and racial and
9032 economic integration as described in section 8-37cc; (iv) projects at an
9033 existing facility needed to comply with state environmental or health
9034 laws or regulations adopted thereunder; (v) school construction
9035 projects funded by the Department of Education under chapter 173;
9036 (vi) libraries; (vii) municipally owned property or public buildings
9037 used for government purposes; and (viii) any other project, funding or
9038 other state assistance not included under subparagraphs (A) to (D),
9039 inclusive, of this subdivision.

9040 (3) "Priority funding area" means the area of the state designated
9041 under subsection (b) of this section.

9042 (b) The Secretary of the Office of Policy and Management, in
9043 consultation with the Commissioners of [Economic and] Community
9044 Development, Environmental Protection, Public Works, Agriculture,
9045 Transportation, the chairman of the Transportation Strategy Board, the
9046 regional planning agencies in the state and any other persons or
9047 entities the secretary deems necessary shall develop recommendations
9048 for delineation of the boundaries of priority funding areas in the state

9049 and for revisions thereafter. In making such recommendations the
9050 secretary shall consider areas designated as regional centers, growth
9051 areas, neighborhood conservation areas and rural community centers
9052 on the state plan of conservation and development, redevelopment
9053 areas, distressed municipalities, as defined in section 32-9p; targeted
9054 investment communities, as defined in section 32-222; public
9055 investment communities, as defined in section 7-545, enterprise zones,
9056 designated by the Commissioner of [Economic and] Community
9057 Development under section 32-70, corridor management areas
9058 identified in the state plan of conservation and development and the
9059 principles of the Transportation Strategy Board approved under
9060 section 13b-57h. The secretary shall submit the recommendations to
9061 the Continuing Legislative Committee on State Planning and
9062 Development established pursuant to section 4-60d for review when
9063 the state plan of conservation and development is submitted to such
9064 committee in accordance with section 16a-29. The committee shall
9065 report its recommendations to the General Assembly at the time said
9066 state plan is submitted to the General Assembly under section 16a-30.
9067 The boundaries shall become effective upon approval of the General
9068 Assembly.

9069 Sec. 160. Subsection (a) of section 16a-41 of the general statutes is
9070 repealed and the following is substituted in lieu thereof (*Effective July*
9071 *1, 2009*):

9072 (a) Any public or private agency or organization administering an
9073 energy assistance program which is funded or administered, in whole
9074 or in part, by the state shall take simultaneous applications from
9075 applicants for all energy assistance programs and energy conservation
9076 loan, grant, audit or service programs which that agency or
9077 organization administers and for which an applicant may be eligible
9078 and shall provide the applicants with written summaries of all such
9079 programs administered by other agencies and organizations and for
9080 which an applicant may be eligible. Any public or private agency or
9081 organization administering an energy conservation loan, grant, audit
9082 or service program or renewable resources loan, grant or service

9083 program which is funded or administered, in whole or in part, by the
9084 state shall provide applicants with written summaries of all other such
9085 programs in the state for which an applicant may be eligible. The
9086 Department of Social Services, in consultation with the Department of
9087 [Economic and] Community Development and the Department of
9088 Public Utility Control, shall adopt regulations in accordance with the
9089 provisions of chapter 54 to carry out the purposes of this subsection.
9090 Such regulations shall, without limitation, set forth requirements for
9091 the form and content of the summaries. The Department of Social
9092 Services shall be responsible for collecting and disseminating
9093 information on all such programs in the state to agencies and
9094 organizations administering the programs.

9095 Sec. 161. Subsection (a) of section 17a-3 of the general statutes is
9096 repealed and the following is substituted in lieu thereof (*Effective July*
9097 *1, 2009*):

9098 (a) The department shall plan, create, develop, operate or arrange
9099 for, administer and evaluate a comprehensive and integrated
9100 state-wide program of services, including preventive services, for
9101 children and youths whose behavior does not conform to the law or to
9102 acceptable community standards, or who are mentally ill, including
9103 deaf and hearing impaired children and youths who are mentally ill,
9104 emotionally disturbed, substance abusers, delinquent, abused,
9105 neglected or uncared for, including all children and youths who are or
9106 may be committed to it by any court, and all children and youths
9107 voluntarily admitted to, or remaining voluntarily under the
9108 supervision of, the commissioner for services of any kind. Services
9109 shall not be denied to any such child or youth solely because of other
9110 complicating or multiple disabilities. The department shall work in
9111 cooperation with other child-serving agencies and organizations to
9112 provide or arrange for preventive programs, including, but not limited
9113 to, teenage pregnancy and youth suicide prevention, for children and
9114 youths and their families. The program shall provide services and
9115 placements that are clinically indicated and appropriate to the needs of
9116 the child or youth. In furtherance of this purpose, the department

9117 shall: (1) Maintain the Connecticut Juvenile Training School and other
9118 appropriate facilities exclusively for delinquents; (2) develop a
9119 comprehensive program for prevention of problems of children and
9120 youths and provide a flexible, innovative and effective program for the
9121 placement, care and treatment of children and youths committed by
9122 any court to the department, transferred to the department by other
9123 departments, or voluntarily admitted to the department; (3) provide
9124 appropriate services to families of children and youths as needed to
9125 achieve the purposes of sections 17a-1 to 17a-26, inclusive, 17a-28 to
9126 17a-49, inclusive, and 17a-51; (4) establish incentive paid work
9127 programs for children and youths under the care of the department
9128 and the rates to be paid such children and youths for work done in
9129 such programs and may provide allowances to children and youths in
9130 the custody of the department; (5) be responsible to collect, interpret
9131 and publish statistics relating to children and youths within the
9132 department; (6) conduct studies of any program, service or facility
9133 developed, operated, contracted for or supported by the department in
9134 order to evaluate its effectiveness; (7) establish staff development and
9135 other training and educational programs designed to improve the
9136 quality of departmental services and programs, provided no social
9137 worker trainee shall be assigned a case load prior to completing
9138 training, and may establish educational or training programs for
9139 children, youths, parents or other interested persons on any matter
9140 related to the promotion of the well-being of children, or the
9141 prevention of mental illness, emotional disturbance, delinquency and
9142 other disabilities in children and youths; (8) develop and implement
9143 aftercare and follow-up services appropriate to the needs of any child
9144 or youth under the care of the department; (9) establish a case audit
9145 unit to monitor each area office's compliance with regulations and
9146 procedures; (10) develop and maintain a database listing available
9147 community service programs funded by the department; (11) provide
9148 outreach and assistance to persons caring for children whose parents
9149 are unable to do so by informing such persons of programs and
9150 benefits for which they may be eligible; and (12) collect data sufficient
9151 to identify the housing needs of children served by the department

9152 and share such data with the Department of [Economic and]
9153 Community Development.

9154 Sec. 162. Subsection (c) of section 17b-337 of the general statutes is
9155 repealed and the following is substituted in lieu thereof (*Effective July*
9156 *1, 2009*):

9157 (c) The Long-Term Care Planning Committee shall consist of: (1)
9158 The chairpersons and ranking members of the joint standing and select
9159 committees of the General Assembly having cognizance of matters
9160 relating to human services, public health, elderly services and
9161 long-term care; (2) the Commissioner of Social Services, or the
9162 commissioner's designee; (3) one member of the Office of Policy and
9163 Management appointed by the Secretary of the Office of Policy and
9164 Management; (4) one member from the Department of Social Services
9165 appointed by the Commissioner of Social Services; (5) one member
9166 from the Department of Public Health appointed by the Commissioner
9167 of Public Health; (6) one member from the Department of [Economic
9168 and] Community Development appointed by the Commissioner of
9169 [Economic and] Community Development; (7) one member from the
9170 Office of Health Care Access appointed by the Commissioner of
9171 Health Care Access; (8) one member from the Department of
9172 Developmental Services appointed by the Commissioner of
9173 Developmental Services; (9) one member from the Department of
9174 Mental Health and Addiction Services appointed by the Commissioner
9175 of Mental Health and Addiction Services; (10) one member from the
9176 Department of Transportation appointed by the Commissioner of
9177 Transportation; (11) one member from the Department of Children and
9178 Families appointed by the Commissioner of Children and Families;
9179 and (12) the executive director of the Office of Protection and
9180 Advocacy for Persons with Disabilities or the executive director's
9181 designee. The committee shall convene no later than ninety days after
9182 June 4, 1998. Any vacancy shall be filled by the appointing authority.
9183 The chairperson shall be elected from among the members of the
9184 committee. The committee shall seek the advice and participation of
9185 any person, organization or state or federal agency it deems necessary

9186 to carry out the provisions of this section.

9187 Sec. 163. Section 17b-347e of the general statutes is repealed and the
9188 following is substituted in lieu thereof (*Effective July 1, 2009*):

9189 (a) The Commissioner of Social Services, in collaboration with the
9190 Commissioner of [Economic and] Community Development and the
9191 Connecticut Housing Finance Authority, shall establish a
9192 demonstration project to provide subsidized assisted living services, as
9193 defined in section 19-13-D105 of the regulations of Connecticut state
9194 agencies, for persons residing in affordable housing, as defined in
9195 section 8-39a. The demonstration project shall be conducted in at least
9196 three municipalities to be determined by the Commissioner of Social
9197 Services. The demonstration project shall be limited to a maximum of
9198 three hundred subsidized dwelling units. Applicants for such
9199 subsidized assisted living services shall be subject to the same
9200 eligibility requirements as the Connecticut home care program for the
9201 elderly pursuant to section 17b-342.

9202 (b) Not later than January 1, 1999, the Commissioner of Social
9203 Services shall enter into a memorandum of understanding with the
9204 Commissioner of [Economic and] Community Development and the
9205 Connecticut Housing Finance Authority. Such memorandum of
9206 understanding shall specify that (1) the Department of Social Services
9207 apply for a Medicaid waiver to secure federal financial participation to
9208 fund assisted living services, establish a process to select nonprofit and
9209 for-profit providers and determine the number of dwelling units in the
9210 demonstration project, (2) the Department of [Economic and]
9211 Community Development provide rental subsidy certificates pursuant
9212 to section 8-402 or rental assistance pursuant to section 8-119kk, and
9213 (3) the Connecticut Housing Finance Authority provide second
9214 mortgage loans for housing projects for which the authority has
9215 provided financial assistance in the form of a loan secured by a first
9216 mortgage pursuant to section 8-403 for the demonstration project. Not
9217 later than July 1, 1999, the Connecticut Housing Finance Authority
9218 shall issue a request for proposals for persons or entities interested in

9219 participating in the demonstration project.

9220 (c) Nothing in this section shall be construed to prohibit a
9221 combination of unsubsidized dwelling units and subsidized dwelling
9222 units under the demonstration project within the same facility.
9223 Notwithstanding the provisions of section 8-402, the Department of
9224 [Economic and] Community Development may set the rental subsidy
9225 at any percentage of the annual aggregate family income and define
9226 aggregate family income and eligibility for subsidies in a manner
9227 consistent with such demonstration project.

9228 Sec. 164. Subdivision (3) of subsection (f) of section 21-70 of the
9229 general statutes is repealed and the following is substituted in lieu
9230 thereof (*Effective July 1, 2009*):

9231 (3) Except as otherwise provided in subdivision (5) of this
9232 subsection, within one hundred twenty days after the notice provided
9233 for in subdivision (2) of this subsection has been mailed, any
9234 association representing twenty-five per cent or more of the units in
9235 the park, including an association formed after the issuance of the
9236 notice, may notify the owner of the park that it is interested in
9237 purchasing the mobile manufactured home park. A copy of such notice
9238 may be filed on the land records of the town in which the mobile
9239 manufactured home park is located. If such notice is given, except as
9240 otherwise provided in subdivision (5) of this subsection, the
9241 association shall have three hundred sixty-five days after the notice
9242 required in subdivision (2) of this subsection has been given to
9243 purchase the park through negotiation or the method set forth in
9244 subdivision (4) of this subsection. Upon the request of the association,
9245 the Department of [Economic and] Community Development shall
9246 assist the association in developing financing for the purchase of the
9247 park.

9248 Sec. 165. Section 21-84a of the general statutes is repealed and the
9249 following is substituted in lieu thereof (*Effective July 1, 2009*):

9250 (a) There is established, within the Department of Consumer

9251 Protection, a Mobile Manufactured Home Advisory Council composed
9252 of fifteen members as follows: One member of the Connecticut Real
9253 Estate Commission, one employee of the Department of [Economic
9254 and] Community Development and one employee of the Connecticut
9255 Housing Finance Authority to be appointed by the Governor; an
9256 attorney-at-law specializing in mobile manufactured home matters to
9257 be appointed by the speaker of the House of Representatives; one town
9258 planner and one representative of the banking industry to be
9259 appointed by the Governor; three mobile manufactured home park
9260 owners, one to be appointed by the Governor, one to be appointed by
9261 the minority leader of the Senate and one to be appointed by the
9262 minority leader of the House of Representatives; a representative of
9263 the mobile manufactured home industry to be appointed by the
9264 majority leader of the House of Representatives; three mobile
9265 manufactured home park tenants or representatives of such tenants,
9266 each from different geographic areas of the state, one to be appointed
9267 by the Governor, one to be appointed by the president pro tempore of
9268 the Senate and one to be appointed by the majority leader of the
9269 Senate; a senior citizen, who is either a resident of a mobile
9270 manufactured home park or a representative of other senior citizens
9271 who reside in mobile manufactured home parks, and a representative
9272 of the Housing Advisory Committee to be appointed by the Governor.
9273 The mobile manufactured home park owners and the representative of
9274 the mobile manufactured home industry shall be appointed from a list
9275 submitted to the appointing authorities by the Connecticut
9276 Manufactured Housing Association or its successor, if such
9277 organization or successor exists. The mobile manufactured home park
9278 tenants or tenant representatives and the senior citizen shall be
9279 appointed from a list submitted to the appointing authorities by the
9280 Connecticut Manufactured Home Owners Alliance or its successor, if
9281 such organization or successor exists. The Governor shall appoint a
9282 chairperson from among the members of the council. Members shall
9283 serve for a term coterminous with the term of the Governor or until
9284 their successors are appointed, whichever is later. Any vacancy shall
9285 be filled by the appointing authority for the position which has become

9286 vacant. Members of the council shall not be compensated for their
9287 services. Any council member who fails to attend three consecutive
9288 meetings or who fails to attend fifty per cent of all meetings held
9289 during any calendar year shall be deemed to have resigned from office.

9290 (b) The advisory council shall: Monitor the implementation of
9291 statutes and regulations affecting mobile manufactured homes,
9292 promote mobile manufactured homes in the state, conduct a public
9293 education program to improve public perception and local acceptance
9294 of mobile manufactured homes and promote them as affordable,
9295 decent, safe and sanitary housing, and study additional issues related
9296 to mobile manufactured homes.

9297 Sec. 166. Subsection (a) of section 22-26cc of the general statutes is
9298 repealed and the following is substituted in lieu thereof (*Effective July*
9299 *1, 2009*):

9300 (a) There is established within the Department of Agriculture a
9301 program to solicit, from owners of agricultural land, offers to sell the
9302 development rights to such land and to inform the public of the
9303 purposes, goals and provisions of this chapter. The commissioner, with
9304 the approval of the State Properties Review Board, shall have the
9305 power to acquire or accept as a gift, on behalf of the state, the
9306 development rights of any agricultural land, if offered by the owner.
9307 Notice of the offer shall be filed in the land records wherein the
9308 agricultural land is situated. If ownership of any land for which
9309 development rights have been offered is transferred, the offer shall be
9310 effective until the subsequent owner revokes the offer in writing. The
9311 state conservation and development plan established pursuant to
9312 section 16a-24 shall be applied as an advisory document to the
9313 acquisition of development rights of any agricultural lands. The factors
9314 to be considered by the commissioner in deciding whether or not to
9315 acquire such rights shall include, but not be limited to, the following:
9316 (1) The probability that the land will be sold for nonagricultural
9317 purposes; (2) the current productivity of such land and the likelihood
9318 of continued productivity; (3) the suitability of the land as to soil

9319 classification and other criteria for agricultural use; (4) the degree to
9320 which such acquisition would contribute to the preservation of the
9321 agricultural potential of the state; (5) any encumbrances on such land;
9322 (6) the cost of acquiring such rights; and (7) the degree to which such
9323 acquisition would mitigate damage due to flood hazards. Ownership
9324 by a nonprofit organization authorized to hold land for conservation
9325 and preservation purposes of land which prior to such ownership
9326 qualified for the program established pursuant to this section shall not
9327 be deemed to diminish the probability that the land will be sold for
9328 nonagricultural purposes. After a preliminary evaluation of such
9329 factors by the Commissioner of Agriculture, he shall obtain and review
9330 one or more fee appraisals of the property selected in order to
9331 determine the value of the development rights of such property. The
9332 commissioner shall notify the Department of Transportation, the
9333 Department of [Economic and] Community Development, the
9334 Department of Environmental Protection and the Office of Policy and
9335 Management that such property is being appraised. Any appraisal of
9336 the value of such land obtained by the owner and performed in a
9337 manner approved by the commissioner shall be considered by the
9338 commissioner in making such determination. The value of
9339 development rights for all purposes of this section shall be the
9340 difference between the value of the property for its highest and best
9341 use and its value for agricultural purposes as determined by the
9342 commissioner. The use or presence of pollutants or chemicals in the
9343 soil shall not be deemed to diminish the agricultural value of the land
9344 or to prohibit the commissioner from acquiring the development rights
9345 to such land. The commissioner may purchase development rights for
9346 a lesser amount provided he complies with all factors for acquisition
9347 specified in this subsection and in any implementing regulations. In
9348 determining the value of the property for its highest and best use,
9349 consideration shall be given but not limited to sales of comparable
9350 properties in the general area, use of which was unrestricted at the
9351 time of sale.

9352 Sec. 167. Section 22-455 of the general statutes is repealed and the

9353 following is substituted in lieu thereof (*Effective July 1, 2009*):

9354 There is established a Connecticut Seafood Advisory Council to
9355 assist in the promotion of Connecticut seafood products and examine
9356 market opportunities. The advisory council shall consist of one
9357 freshwater fish producer appointed by the Governor, two finfish,
9358 shellfish or lobster harvesters or representatives of harvester
9359 organizations appointed one each by the speaker and majority leader
9360 of the House of Representatives, two finfish, shellfish or lobster
9361 processors or representatives of processor organizations appointed one
9362 each by the minority leaders of the Senate and House of
9363 Representatives, one retailer serving restaurants or representing a
9364 restaurant organization appointed by the president pro tempore of the
9365 Senate, one member at-large appointed by the majority leader of the
9366 Senate, and four nonvoting members one of whom shall represent the
9367 Department of Environmental Protection, one the Department of
9368 [Economic and] Community Development and one the Department of
9369 Agriculture and one the Sea Grant Program at The University of
9370 Connecticut. The advisory council shall be within the Department of
9371 Agriculture.

9372 Sec. 168. Section 22a-1d of the general statutes is repealed and the
9373 following is substituted in lieu thereof (*Effective July 1, 2009*):

9374 (a) Environmental impact evaluations and a summary thereof,
9375 including any negative findings shall be submitted for comment and
9376 review to the Council on Environmental Quality, the Department of
9377 Environmental Protection, the Connecticut Commission on Culture
9378 and Tourism, the Office of Policy and Management, the Department of
9379 [Economic and] Community Development in the case of a proposed
9380 action that affects existing housing, and other appropriate agencies,
9381 and to the town clerk of each municipality affected thereby, and shall
9382 be made available to the public for inspection and comment at the
9383 same time. The sponsoring agency shall publish forthwith a notice of
9384 the availability of its environmental impact evaluation and summary
9385 in a newspaper of general circulation in the municipality at least once a

9386 week for three consecutive weeks and in the Environmental Monitor.
9387 The sponsoring agency preparing an environmental impact evaluation
9388 shall hold a public hearing on the evaluation if twenty-five persons or
9389 an association having not less than twenty-five persons requests such a
9390 hearing within ten days of the publication of the notice in the
9391 Environmental Monitor.

9392 (b) All comments received by the sponsoring agency and the
9393 sponsoring agency's responses to such comments shall be forwarded to
9394 the Secretary of the Office of Policy and Management.

9395 (c) All comments and responses so forwarded to the Secretary of the
9396 Office of Policy and Management shall be available for public
9397 inspection.

9398 Sec. 169. Section 22a-6r of the general statutes is repealed and the
9399 following is substituted in lieu thereof (*Effective July 1, 2009*):

9400 On or before July 1, 1997, and annually thereafter, the commissioner
9401 shall submit to the Governor and the joint standing committees of the
9402 General Assembly having cognizance of matters relating to
9403 environment and the Department of [Economic and] Community
9404 Development a report on the permitting efforts of the Department of
9405 Environmental Protection in the preceding state fiscal year. Such
9406 report shall include, but not be limited to: An identification of
9407 revenues received from permit application fees and any revenues
9408 derived from the processing of such applications as set forth in this
9409 chapter and the department's appropriation from the General Fund for
9410 permitting activities; the number and amount of permit applications
9411 received; the number of permit decisions issued and the number of
9412 permits pending; the number and amount of permit application fees
9413 refunded; the number of permit applications requiring alternative
9414 timely action schedules pursuant to section 22a-6q; and a summary of
9415 the significant improvements the department has made in its
9416 permitting programs.

9417 Sec. 170. Section 22a-241 of the general statutes is repealed and the

9418 following is substituted in lieu thereof (*Effective July 1, 2009*):

9419 (a) There shall be established a municipal solid waste recycling
9420 program. The Commissioner of Environmental Protection, in
9421 consultation and coordination with the advisory council established
9422 under subsection (c) of this section, shall develop a plan for such
9423 program. The plan shall (1) be consistent with the state-wide solid
9424 waste management plan adopted pursuant to section 22a-228, (2) give
9425 priority in all parts of the plan to regional approaches to the recycling
9426 of solid waste, (3) provide for grants from the municipal solid waste
9427 recycling trust account established under subsection (d) of this section
9428 to municipalities, regional organizations representing municipalities or
9429 agencies or political subdivisions of the state representing
9430 municipalities for purposes which may include but shall not be limited
9431 to (A) the acquisition or lease of land, easements, structures, machinery
9432 and equipment, for solid waste recycling facilities, (B) the planning,
9433 design, construction and improvement of solid waste recycling
9434 facilities, (C) the purchase or lease of collection equipment and
9435 materials for municipalities and homeowners to carry out municipal
9436 recycling programs, and (D) the support and expansion of municipal
9437 solid waste recycling programs, (4) establish standards for
9438 municipalities which shall effect the maximum level of recycling and
9439 source separation, condition each grant to a municipality under
9440 subdivision (3) of this subsection on the adoption of such standards by
9441 the municipality and give priority in the making of such grants to
9442 municipalities which, on July 17, 1986, require residents and
9443 businesses to separate recyclables from solid waste, (5) provide for the
9444 development of intermediate centers for the processing of solid waste
9445 recyclables, giving priority to sites where waste-to-energy facilities are
9446 located or planned to be located, (6) provide for financial assistance
9447 from the municipal solid waste recycling trust account for the
9448 development of such centers, and (7) review existing contracts entered
9449 into by municipalities for the delivery of solid waste to waste-to-
9450 energy facilities and provide financial incentives to such municipalities
9451 for the coordination of such contracts with the municipal solid waste

9452 recycling program.

9453 (b) The Commissioner of Environmental Protection, in consultation
9454 with such advisory council, shall submit the plan developed under
9455 subsection (a) of this section to the Governor and the General
9456 Assembly not later than January 1, 1987, and, if the General Assembly
9457 adopts a resolution approving such plan, the commissioner shall
9458 implement the municipal solid waste recycling program not later than
9459 April 1, 1987, in accordance with the provisions of such plan, and the
9460 commissioner shall adopt regulations in accordance with the
9461 provisions of chapter 54 to carry out the purposes of such program. In
9462 implementing such program the commissioner shall utilize private
9463 recycling markets to the extent feasible.

9464 (c) There is established an advisory council to advise the
9465 Commissioner of Environmental Protection on implementation of the
9466 municipal solid waste recycling program. The advisory council may
9467 study any issue related to recycling, including composting and
9468 packaging. In any such study the advisory council may consult with
9469 persons with specific information related to the study. If it deems it
9470 appropriate, the advisory council shall recommend a list of materials
9471 that should be banned in the state. The advisory council shall consist
9472 of: The Secretary of the Office of Policy and Management, or his
9473 designee; the Commissioner of [Economic and] Community
9474 Development, or his designee; the Commissioner of Administrative
9475 Services, or his designee; the Commissioner of Transportation, or his
9476 designee; the chairman of the Connecticut Resources Recovery
9477 Authority, or his designee; one person appointed by the Connecticut
9478 Conference of Municipalities; one person appointed by the Council of
9479 Small Towns; one person representing a municipality having a
9480 population of not more than ten thousand to be appointed by the
9481 minority leader of the Senate, one person representing a municipality
9482 having a population of more than ten thousand but not more than fifty
9483 thousand to be appointed by the minority leader of the House of
9484 Representatives, one person representing a municipality having a
9485 population of more than fifty thousand but not more than one

9486 hundred thousand to be appointed by the president pro tempore of the
9487 Senate, one person representing a municipality having a population of
9488 more than one hundred thousand to be appointed by the speaker of
9489 the House of Representatives; two members of the public, one of
9490 whom shall be appointed by the majority leader of the House of
9491 Representatives and one of whom shall be appointed by the majority
9492 leader of the Senate; two persons representing recycling industries, one
9493 of whom shall be appointed by the speaker of the House of
9494 Representatives and one by the minority leader of the House of
9495 Representatives; two persons representing the packaging industry, one
9496 of whom shall be appointed by the speaker of the House of
9497 Representatives and one of whom shall be appointed by the president
9498 pro tempore of the Senate; a trash hauler to be appointed by the
9499 speaker of the House of Representatives; one person representing an
9500 industry using recycled material, to be appointed by the president pro
9501 tempore of the Senate; one person representing an environmental
9502 organization to be appointed by the speaker of the House of
9503 Representatives; one person representing business and industry to be
9504 appointed by the minority leader of the House of Representatives, and
9505 a regional recycling coordinator to be appointed by the minority leader
9506 of the Senate, the cochairmen and ranking members of the joint
9507 standing committee of the General Assembly having cognizance of
9508 matters relating to the environment and four members of the General
9509 Assembly to be appointed as follows: One by the speaker of the House
9510 of Representatives, one by the president pro tempore of the Senate, one
9511 by the minority leader of the House of Representatives and one by the
9512 majority leader of the House of Representatives. The members of the
9513 task force shall elect a chairman, who shall be one of the members
9514 appointed by the speaker of the House of Representatives or by the
9515 president pro tempore of the Senate.

9516 (d) There is established an account to be known as the "municipal
9517 solid waste recycling trust account". The municipal solid waste
9518 recycling trust account shall be an account of the Environmental
9519 Quality Fund. Notwithstanding any provision of the general statutes

9520 to the contrary, any moneys required by law to be deposited in the
9521 account shall be deposited in the Environmental Quality Fund and
9522 credited to the municipal solid waste recycling trust account. Any
9523 balance remaining in said account at the end of any fiscal year shall be
9524 carried forward in said account for the fiscal year next succeeding.

9525 (e) The Commissioner of Environmental Protection may accept and
9526 receive on behalf of said account any available federal, state or private
9527 funds. Any such funds shall be deposited in the Environmental
9528 Quality Fund and credited to the municipal solid waste recycling
9529 account.

9530 (f) The proceeds of said account shall be applied to the municipal
9531 solid waste recycling program established under subsection (a) of this
9532 section, provided (1) not more than fifty thousand dollars shall be
9533 allocated, for the fiscal year ending June 30, 1987, to the Commissioner
9534 of Environmental Protection for the implementation of such program;
9535 (2) not more than two hundred thousand dollars shall be allocated for
9536 the expenses of the advisory council established under subsection (c)
9537 of this section; (3) not more than eight hundred thousand dollars shall
9538 be annually allocated to the Department of Environmental Protection
9539 for costs incurred in the administration of such program; (4) not more
9540 than four hundred thousand dollars shall be allocated to the
9541 Commissioner of Environmental Protection as follows: One hundred
9542 fifty thousand dollars shall be expended for marketing studies and
9543 market development of recycled products, two hundred thousand
9544 dollars shall be expended for the study of reuse or recycling of ash
9545 from resources recovery facilities and fifty thousand dollars shall be
9546 expended for the study required pursuant to section 17 of public act
9547 88-231*; (5) not more than fifty thousand dollars shall be allocated to
9548 the Department of [Economic and] Community Development for the
9549 fiscal year ending June 30, 1989, for development of a plan required
9550 under section 32-1e; and (6) not more than one million dollars shall be
9551 allocated to the Department of Environmental Protection for public
9552 education on waste reduction and for recovered materials market
9553 development, including but not limited to, costs incurred for recycled

9554 product promotion, technical assistance to recycling industries,
9555 recovered materials export assistance and for administrative costs.
9556 Funds allocated to the commissioner under subdivision (6) may be
9557 expended for any contract entered into pursuant to said subdivision
9558 (6) with the Commissioner of [Economic and] Community
9559 Development for development of the recovered materials market. Any
9560 funds deposited in the account pursuant to section 22a-234a which
9561 exceed the eight hundred thousand dollars allocated to the department
9562 under subdivision (3) of this subsection shall be distributed to
9563 municipalities, regional organizations representing municipalities, or
9564 agencies or political subdivisions of the state representing
9565 municipalities for competitive grants for recycling related purposes.
9566 Notwithstanding the provisions of this subsection, one million three
9567 hundred thousand dollars shall be allocated to the Department of
9568 Environmental Protection from the account for purposes of making a
9569 grant to the Southeast Connecticut Regional Resources Recovery
9570 Authority.

9571 Sec. 171. Subsection (b) of section 31-3b of the general statutes is
9572 repealed and the following is substituted in lieu thereof (*Effective July*
9573 *1, 2009*):

9574 (b) The Labor Commissioner is authorized to establish an
9575 interagency program coordinating committee to coordinate the
9576 application of all available resources for the purposes of this section.
9577 Said committee shall consist of representatives of various employment
9578 and training agencies within the Labor Department and
9579 representatives of the Department of Education and the Department of
9580 [Economic and] Community Development.

9581 Sec. 172. Section 31-3u of the general statutes is repealed and the
9582 following is substituted in lieu thereof (*Effective July 1, 2009*):

9583 (a) The Commissioner of [Economic and] Community Development
9584 may allocate the funds authorized for the purposes of this section by
9585 subsection (b) of section 32-235 to the Labor Commissioner for the

9586 purpose of providing assistance to employers (1) for the job training or
9587 retraining of (A) current employees or (B) prospective employees in
9588 newly-created jobs and (2) including, but not limited to, meeting ISO
9589 9000 quality standards. The Labor Commissioner, upon the
9590 recommendation of the Commissioner of [Economic and] Community
9591 Development, shall provide for such training or retraining through
9592 customized job training programs authorized under this chapter. The
9593 Labor Commissioner may use vouchers for the purposes of this
9594 subsection.

9595 (b) The Labor Commissioner and the Commissioner of [Economic
9596 and] Community Development shall jointly develop criteria for the
9597 evaluation and assessment of the assistance provided under subsection
9598 (a) of this section.

9599 (c) The Labor Commissioner, in consultation with the Commissioner
9600 of [Economic and] Community Development, shall submit an annual
9601 report to the joint standing committees of the General Assembly
9602 having cognizance of matters relating to the Department of [Economic
9603 and] Community Development and the Labor Department on the
9604 assistance provided under subsection (a) of this section.

9605 Sec. 173. Section 31-3dd of the general statutes is repealed and the
9606 following is substituted in lieu thereof (*Effective July 1, 2009*):

9607 The Connecticut Employment and Training Commission, in
9608 consultation with the Labor Department, the Department of [Economic
9609 and] Community Development and the regional workforce
9610 development boards, shall recommend to the Office of Policy and
9611 Management and the joint standing committee of the General
9612 Assembly having cognizance of matters relating to appropriations,
9613 budget targets for assisting state employers with their training needs.

9614 Sec. 174. Section 31-362g of the general statutes is repealed and the
9615 following is substituted in lieu thereof (*Effective July 1, 2009*):

9616 (a) As used in this section, "defense contract" includes any contract

9617 for the production or manufacture of weapons or other defense
9618 equipment to be used by the military or naval forces of this state or the
9619 United States, "defense contractor" means any contractor,
9620 subcontractor, manufacturer or service company which is a party to a
9621 defense contract and has agreed to produce or manufacture weapons
9622 or defense equipment under such contract and "value" means gross
9623 value.

9624 (b) Each defense contractor which (1) performs one or more defense
9625 contracts in this state, the combined value of which exceeds one
9626 million dollars in any one year, and (2) after October 1, 1994, is the
9627 recipient of state assistance or other funds from the Department of
9628 [Economic and] Community Development or from a contract
9629 administered by the Department of Community Development shall
9630 establish an alternative use committee. The committee shall consist of
9631 representatives of employees and employers. The employees of such
9632 contractor who are represented by a collective bargaining organization
9633 shall be represented on such committee by a representative of such
9634 organization. The employees of such contractor who are not
9635 represented by a collective bargaining organization shall designate a
9636 person to serve as their representative. The committee may invite
9637 representatives of the community to participate in committee
9638 meetings. The committee shall prepare a plan to reduce or eliminate
9639 the dependence of the contractor on defense contracts. The plan shall
9640 include: (A) Alternative products that are feasible to produce and
9641 marketable; and (B) retraining resources needed to produce such
9642 products in order to avoid dislocation of the current workforce. The
9643 Labor Commissioner shall adopt regulations pursuant to chapter 54 to
9644 administer the establishment and composition of alternate use
9645 committees and the committee's duty to establish plans pursuant to
9646 this subsection.

9647 Sec. 175. Section 10-392 of the general statutes is repealed and the
9648 following is substituted in lieu thereof (*Effective July 1, 2009*):

9649 (a) The General Assembly finds and declares that culture, history,

9650 the arts and the digital media and motion picture and tourism
9651 industries contribute significant value to the vitality, quality of life and
9652 economic health of Connecticut. [and therefore there is established the
9653 Connecticut Commission on Culture and Tourism.] The Connecticut
9654 Humanities Council and the Connecticut Trust for Historic
9655 Preservation shall operate in conjunction with the [commission]
9656 Department of Community Development for purposes of joint
9657 strategic planning, annual reporting on appropriations and fiscal
9658 reporting. The [purpose of the commission] department shall [be to]
9659 enhance and promote culture, history, the arts and the tourism and
9660 digital media and motion picture industries in Connecticut.

9661 (b) The [commission] department shall:

9662 (1) Market and promote Connecticut as a destination for leisure and
9663 business travelers through the development and implementation of a
9664 strategic state-wide marketing plan and provision of visitor services to
9665 enhance the economic impact of the tourism industry;

9666 (2) Promote the arts;

9667 (3) Recognize, protect, preserve and promote historic resources;

9668 (4) Interpret and present Connecticut's history and culture;

9669 (5) Promote Connecticut as a location in which to produce digital
9670 media and motion pictures and to establish and conduct business
9671 related to the digital media and motion picture industries to enhance
9672 these industries' economic impact in the state;

9673 (6) Beginning with the fiscal year ending June 30, 2006, and each
9674 fiscal year thereafter, prepare and submit to the Office of Policy and
9675 Management, in accordance with sections 4-77 and 4-77a, budget
9676 expenditure estimates and recommended adjustments for the next
9677 succeeding fiscal year or years and a detailed accounting of
9678 expenditures for the prior fiscal year, a copy of which shall be
9679 submitted to the General Assembly, in accordance with the provisions

9680 of section 11-4a;

9681 (7) Establish a uniform financial reporting system and forms to be
9682 used by each regional tourism district, established under section 10-
9683 397, in the preparation of the annual budget submitted to the General
9684 Assembly;

9685 (8) Integrate funding and programs whenever possible; and

9686 (9) On or before January 1, 2005, and biennially thereafter, develop
9687 and submit to the Governor and the General Assembly, in accordance
9688 with section 11-4a, a strategic plan to implement subdivisions (1) to (5),
9689 inclusive, of this subsection.

9690 (c) Any proposals for projects under the jurisdiction of the
9691 [commission] department and projects proposed by the Connecticut
9692 Humanities Council that require funding through the issuance of
9693 bonds by the State Bond Commission, in accordance with sections 13b-
9694 74 to 13b-77, inclusive, shall be submitted to the [Connecticut
9695 Commission on Culture and Tourism] Department of Community
9696 Development. The [commission] department shall review such
9697 proposals and submit any project that it believes has merit to the joint
9698 standing committee of the General Assembly having cognizance of
9699 matters relating to finance, revenue and bonding with the
9700 [commission's] department's recommendation for funding.

9701 (d) The [Connecticut Commission on Culture and Tourism]
9702 Department of Community Development shall be a successor agency
9703 to the State Commission on the Arts, the Connecticut Historical
9704 Commission, the Office of Tourism, the Connecticut Tourism Council,
9705 the Connecticut Film, Video and Media Commission and the
9706 Connecticut Film, Video and Media Office in accordance with the
9707 provisions of sections 4-38d and 4-39.

9708 [(e) Wherever the words "State Commission on the Arts",
9709 "Connecticut Historical Commission", "Office of Tourism",
9710 "Connecticut Film, Video and Media Office" and "Connecticut

Commission on Arts, Tourism, Culture, History and Film" are used in the following sections of the general statutes, or in any public or special act of the 2003 or 2004 session the words "Connecticut Commission on Culture and Tourism" shall be substituted in lieu thereof: 3-110f, 3-110h, 3-110i, 4-9a, 4b-53, 4b-60, 4b-64, 4b-66a, 7-147a, 7-147b, 7-147c, 7-147j, 7-147p, 7-147q, 7-147y, 8-2j, 10-382, 10-384, 10-385, 10-386, 10-387, 10-388, 10-389, 10-391, 10a-111a, 10a-112, 10a-112b, 10a-112g, 11-6a, 12-376d, 13a-252, 19a-315b, 19a-315c, 22a-1d, 22a-19b, 25-102qq, 25-109q, 29-259 and 32-6a.]

[(f)] (e) The Legislative Commissioners' Office shall, in codifying the provisions of this section, make such technical, grammatical and punctuation changes as are necessary to carry out the purposes of this section.

Sec. 176. Section 10-393 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2009*):

[(a) The Connecticut Commission on Culture and Tourism shall consist of thirty-five voting commissioners and nonvoting ex-officio members. Such ex-officio members shall be the executive directors of the Connecticut Trust for Historic Preservation and the Connecticut Humanities Council, the State Poet Laureate, the State Historian and the State Archaeologist. The State Poet Laureate, the State Historian and the State Archaeologist shall serve as commissioners without being appointed and without receiving compensation for such service. The remaining thirty commissioners shall be appointed as follows:

(1) The Governor shall appoint eight commissioners: (A) One commissioner shall be an individual with knowledge of and experience in the tourism industry from within the state; (B) three commissioners shall be individuals with knowledge of or experience or interest in history or humanities; (C) one commissioner shall be an individual with knowledge of or experience or interest in the arts; (D) one commissioner shall be an individual with experience relating directly to the production of digital media or motion pictures; and (E)

9743 two commissioners shall be selected at large.

9744 (2) The speaker of the House of Representatives shall appoint four
9745 commissioners: (A) One commissioner shall be an individual with
9746 knowledge of and experience in the tourism industry from the
9747 southwestern tourism district, established under section 10-397; (B)
9748 one commissioner shall be an individual with knowledge of or
9749 experience or interest in history or humanities; (C) one commissioner
9750 shall be an individual with knowledge of or experience or interest in
9751 the arts; and (D) one commissioner shall be an individual with
9752 experience relating directly to the production of digital media or
9753 motion pictures.

9754 (3) The president pro tempore of the Senate shall appoint four
9755 commissioners: (A) One commissioner shall be an individual with
9756 knowledge of and experience in the tourism industry from the central
9757 tourism district, established under section 10-397; (B) one
9758 commissioner shall be an individual with knowledge of or experience
9759 or interest in history or humanities; (C) one commissioner shall be an
9760 individual with knowledge of or experience or interest in the arts; and
9761 (D) one commissioner shall be an individual with experience relating
9762 directly to the production of digital media or motion pictures.

9763 (4) The majority leader of the House of Representatives shall
9764 appoint three commissioners: (A) One commissioner shall be an
9765 individual with knowledge of and experience in the tourism industry
9766 from the south central tourism district, established under section 10-
9767 397; (B) one commissioner shall be an individual with knowledge of or
9768 experience or interest in the arts; and (C) one commissioner shall be an
9769 individual with experience relating directly to the production of digital
9770 media or motion pictures.

9771 (5) The majority leader of the Senate shall appoint three
9772 commissioners: (A) One commissioner shall be an individual with
9773 knowledge of and experience in the tourism industry from the eastern
9774 tourism district; (B) one commissioner shall be an individual with

9775 knowledge of or experience or interest in the arts; and (C) one
9776 commissioner shall be an individual with experience relating directly
9777 to the production of digital media or motion pictures.

9778 (6) The minority leader of the House of Representatives shall
9779 appoint four commissioners: (A) One commissioner shall be an
9780 individual with knowledge of and experience in the tourism industry
9781 from within the state; (B) one commissioner shall be an individual with
9782 knowledge of or experience or interest in history or humanities; (C)
9783 one commissioner shall be an individual with knowledge of or
9784 experience or interest in the arts; and (D) one commissioner shall be an
9785 individual with experience relating directly to the production of digital
9786 media or motion pictures.

9787 (7) The minority leader of the Senate shall appoint four
9788 commissioners: (A) One commissioner shall be an individual with
9789 knowledge of and experience in the tourism industry from the
9790 northwestern tourism district, established under section 10-397; (B) one
9791 commissioner shall be an individual with knowledge of or experience
9792 or interest in history or humanities; (C) one commissioner shall be an
9793 individual with knowledge of or experience or interest in the arts; and
9794 (D) one commissioner shall be an individual with experience relating
9795 directly to the production of digital media or motion pictures.

9796 (b) Each commissioner shall serve a term that is coterminous with
9797 such commissioner's appointing authority.

9798 (c) The commission shall have an executive director, appointed by
9799 the Governor in accordance with the provisions of chapter 46, who
9800 shall administer the commission in accordance with subsection (e) of
9801 this section. The voting commissioners shall elect annually: A
9802 commissioner from among the voting commissioners to serve as
9803 chairperson of the commission, one commissioner as vice-chairperson,
9804 and other commissioners as officers. Such commissioners shall
9805 establish bylaws as necessary for the operation of the commission.
9806 Commissioners shall receive no compensation for the performance of

9807 their duties, but may be reimbursed for their necessary expenses
9808 incurred in the performance of their duties. The commission shall meet
9809 at least once during each calendar quarter and at such other times as
9810 the chairperson deems necessary or upon the request of a majority of
9811 commissioners in office.

9812 (d) Thirteen voting commissioners of the board shall constitute a
9813 quorum and the affirmative vote of a majority of the voting
9814 commissioners present at a meeting of the commission shall be
9815 sufficient for any action taken by the commission. No vacancy of a
9816 commissioner shall impair the right of a quorum to exercise all the
9817 rights and perform all the duties of the commission. Any action taken
9818 by the commission may be authorized by resolution at any regular or
9819 special meeting and shall take effect immediately unless otherwise
9820 provided in the resolution.]

9821 [(e) The executive director of the commission shall administer the
9822 commission, subject to the supervision of the commissioners.] The
9823 [executive director] Commissioner of Community Development shall
9824 have the authority to administer all laws under the jurisdiction of [the
9825 commission] this chapter and the power and authority to: [Coordinate
9826 and direct the operation of the commission; establish rules for the
9827 internal operation of the commission; contract] Contract for facilities,
9828 services and programs to implement the purposes of the [commission
9829 established by law] chapter; and enter into agreements for funding
9830 from private sources, including corporate donations and other
9831 commercial sponsorships. The [executive director is authorized to]
9832 commissioner may do all things necessary to apply for, qualify for and
9833 accept any funds made available under any federal act for the
9834 purposes established under section 10-392. All funds received under
9835 this subsection shall be deposited into the [Connecticut Commission
9836 on] Culture and Tourism account, established under section 10-395.
9837 The [executive director] commissioner may enter into contracts with
9838 the federal government concerning the use of such funds.

9839 Sec. 177. Section 10-394 of the general statutes is repealed and the

9840 following is substituted in lieu thereof (*Effective July 1, 2009*):

9841 (a) On or before June first of each year, each regional tourism
9842 district established under section 10-397 shall prepare a proposed
9843 budget for the next succeeding fiscal year beginning July first to carry
9844 out its statutory duties. After approval by said tourism district's board
9845 of directors, and no later than June first of each year, the tourism
9846 district shall submit the proposed budget to the [executive director of
9847 the Commission on Culture and Tourism] Commissioner of
9848 Community Development for review, comments and
9849 recommendations [by the commission] concerning the proposed
9850 expenditures. The [commission] commissioner shall review, in
9851 consultation with the tourism district, the proposed budget no later
9852 than June thirtieth, and approve or disapprove the budget. If the
9853 commission disapproves any annual budget, the [commission]
9854 commissioner shall adopt an interim budget and such interim budget
9855 shall take effect at the commencement of the fiscal year and shall
9856 remain in effect until the tourism district submits and the
9857 [commission] commissioner approves a modified budget. The tourism
9858 district shall, on or before September fifteenth, submit a copy of the
9859 budget to the joint standing committees of the General Assembly
9860 having cognizance of matters relating to appropriations, finance,
9861 revenue and bonding and commerce and the Office of Policy and
9862 Management, including an explanation detailing the proposed
9863 expenditures for the tourism district for the succeeding fiscal year. No
9864 funds shall be expended by the tourism district without prior approval
9865 of the budget or adoption of an interim budget by the [Commission on
9866 Culture and Tourism] commissioner.

9867 (b) Each regional tourism district shall ensure that no more than
9868 twenty per cent of the total annual grant amount received by it
9869 pursuant to section 10-398 is used for administrative costs. The
9870 [executive director, with the approval of the commissioners,]
9871 commissioner shall develop guidelines concerning administrative costs
9872 for tourism districts.

9873 Sec. 178. Section 10-395 of the general statutes is repealed and the
9874 following is substituted in lieu thereof (*Effective July 1, 2009*):

9875 There is established an account within the General Fund to be
9876 known as the ["Connecticut Commission on Culture] "Culture and
9877 Tourism account". The account shall contain all moneys required by
9878 law to be deposited in the account, including moneys received
9879 pursuant to section 10-398.

9880 Sec. 179. Section 10-396 of the general statutes is repealed and the
9881 following is substituted in lieu thereof (*Effective July 1, 2009*):

9882 With respect to tourism activities, the [Connecticut Commission on
9883 Culture and Tourism] Commissioner of Community Development
9884 shall:

9885 (1) Develop, annually update and implement a strategic marketing
9886 plan for the national and international promotion of Connecticut as a
9887 tourism destination;

9888 (2) Develop a Connecticut strategic plan for new tourism products
9889 and attractions;

9890 (3) Provide marketing and other assistance to the tourism industry;

9891 (4) Ensure cooperation among the regional tourism districts;

9892 (5) Maintain, operate and manage the visitor welcome centers in the
9893 state;

9894 (6) Develop and administer a program of challenge grants to
9895 encourage innovation and job development, provide incentives for
9896 coordinated activity consistent with the strategic marketing plan and
9897 stimulate the development of private funds for tourism promotion;
9898 and

9899 (7) Subject to available funds, assist municipalities to accommodate
9900 tourist attractions within such municipalities or within neighboring or

9901 adjoining municipalities.

9902 Sec. 180. Section 10-397 of the general statutes is repealed and the
9903 following is substituted in lieu thereof (*Effective July 1, 2009*):

9904 (a) There are established five regional tourism districts, each of
9905 which shall promote and market districts as regional leisure and
9906 business traveler destinations to stimulate economic growth. The
9907 districts shall be as follows:

9908 (1) The eastern regional district, which shall consist of Ashford,
9909 Bozrah, Brooklyn, Canterbury, Chaplin, Colchester, Columbia,
9910 Coventry, East Lyme, Eastford, Franklin, Griswold, Groton, Hampton,
9911 Killingly, Lebanon, Ledyard, Lisbon, Lyme, Mansfield, Montville, New
9912 London, North Stonington, Norwich, Old Lyme, Plainfield, Pomfret,
9913 Preston, Putnam, Salem, Scotland, Sprague, Sterling, Stonington,
9914 Thompson, Union, Voluntown, Waterford, Willington, Windham and
9915 Woodstock;

9916 (2) The central regional district, which shall consist of Andover,
9917 Avon, Berlin, Bloomfield, Bolton, Canton, Chester, Cromwell, Deep
9918 River, East Granby, East Haddam, East Hampton, East Hartford, East
9919 Windsor, Ellington, Enfield, Essex, Farmington, Glastonbury, Granby,
9920 Haddam, Hartford, Hebron, Manchester, Marlborough, Meriden,
9921 Middletown, New Britain, Newington, Old Saybrook, Plainville,
9922 Portland, Rocky Hill, Somers, South Windsor, Southington, Simsbury,
9923 Stafford, Suffield, Tolland, Vernon, Windsor Locks, West Hartford,
9924 Westbrook, Wethersfield and Windsor;

9925 (3) The northwestern regional district, which shall consist of
9926 Ansonia, Barkhamsted, Beacon Falls, Bethel, Bethlehem, Bridgewater,
9927 Bristol, Brookfield, Burlington, Canaan, Colebrook, Cornwall,
9928 Danbury, Derby, Goshen, Hartland, Harwinton, Kent, Litchfield,
9929 Middlebury, Morris, Naugatuck, New Fairfield, New Hartford, New
9930 Milford, Newtown, Norfolk, North Canaan, Oxford, Plymouth,
9931 Prospect, Redding, Ridgefield, Roxbury, Salisbury, Seymour, Sharon,
9932 Sherman, Southbury, Thomaston, Torrington, Warren, Washington,

9933 Waterbury, Watertown, Winchester, Wolcott and Woodbury;

9934 (4) The south central regional district, which shall consist of
9935 Bethany, Branford, Cheshire, Clinton, Durham, East Haven, Guilford,
9936 Hamden, Killingworth, Madison, Middlefield, Milford, Orange, New
9937 Haven, North Branford, North Haven, Wallingford, West Haven and
9938 Woodbridge;

9939 (5) The southwestern regional district, which shall consist of
9940 Bridgeport, Darien, Easton, Fairfield, Greenwich, New Canaan,
9941 Monroe, Norwalk, Shelton, Stamford, Stratford, Trumbull, Weston,
9942 Westport and Wilton.

9943 (b) Each regional tourism district shall be overseen by a board of
9944 directors consisting of one representative from each municipality
9945 within the district, appointed by the legislative body of the
9946 municipality and, where the legislative body is a town meeting, by the
9947 board of selectmen. Any such member of a board of directors shall
9948 serve for a term of three years. In addition, the board of directors may
9949 appoint up to twenty-one persons representing tourism interests
9950 within the district to serve on the board. No board member shall be
9951 deemed a state employee for serving on said board. All appointments
9952 to the board of directors shall be reported to the [executive director of
9953 the Connecticut Commission on Culture and Tourism] Commissioner
9954 of Community Development.

9955 (c) The provisions of the Freedom of Information Act, as defined in
9956 section 1-200, shall apply to each regional tourism district.

9957 [(d) Not later than October 1, 2003, the commission shall assist each
9958 regional tourism district in establishing a committee to draft a charter
9959 and bylaws for the regional tourism district and to organize the initial
9960 meeting of the board of directors of the district, to be held no later than
9961 October 15, 2003.]

9962 [(e)] (d) Each regional tourism district shall (1) comply with uniform
9963 standards for accounting and reporting expenditures that are

9964 established by the [commission] commissioner in accordance with
9965 section 10-392 and are based on industry accounting standards
9966 developed by the International Association of Convention and Visitor
9967 Bureaus or other national organizations related to tourism, and (2) on
9968 or before January first of each year, submit to the [commission]
9969 commissioner, the Office of Policy and Management and the Office of
9970 Fiscal Analysis an independent audit in accordance with the
9971 provisions of sections 4-230 to 4-236, inclusive.

9972 [(f)] (e) Each regional tourism district shall solicit and may accept
9973 private funds for the promotion of tourism within its towns and cities
9974 and shall coordinate its activities with any private nonprofit tourist
9975 association within the district and within this state, that promotes
9976 tourism industry businesses in this state, in order to foster cooperation
9977 in the promotion of such businesses. Any funds received by a regional
9978 tourism district may be deposited in the account established in section
9979 10-395 or in an account established by such tourism district to receive
9980 such funds.

9981 Sec. 181. Section 10-397a of the general statutes is repealed and the
9982 following is substituted in lieu thereof (*Effective July 1, 2009*):

9983 (a) As used in this section:

9984 (1) ["Commission" means the Connecticut Commission on Culture
9985 and Tourism created by section 10-392] "Commissioner" means the
9986 Commissioner of Community Development;

9987 [(2) "Executive director" means the executive director of the
9988 Connecticut Commission on Culture and Tourism appointed pursuant
9989 to section 10-393;]

9990 [(3)] (2) "Former tourism district" means the tourism districts, as
9991 defined in section 32-302 of the general statutes, revision of 1958,
9992 revised to January 1, 2003; and

9993 [(4)] (3) "Regional tourism district" means one of the five regional

9994 tourism districts created by section 10-397.

9995 (b) Any former tourism district having a cash surplus, after
 9996 accounting for all liabilities, may distribute such surplus to the
 9997 regional tourism district or districts serving the towns formerly served
 9998 by such district. Any distribution shall be divided among the new
 9999 district or districts in accordance with the following schedule:

T1	Former District	New District(s)
T2	Northeastern	Eastern (100%)
T3	Southeastern	Eastern (100%)
T4	North Central	Central (100%)
T5	Greater Hartford	Central (95%)
T6		Northwestern (5%)
T7	Central Connecticut	Central (80%)
T8		South Central (20%)
T9	Connecticut Valley	Central (60%)
T10		South Central (40%)
T11	Greater New Haven	South Central (67%)
T12		Northwestern (20%)
T13		Southwestern (13%)
T14	Litchfield Hills	Northwestern (100%)
T15	Housatonic Valley	Northwestern (100%)
T16	Greater Waterbury	Northwestern (100%)
T17	Greater Fairfield	Southwestern (100%)

10000 (c) Any former tourism district may, with the approval of the
 10001 executive director, transfer noncash assets, including fixed assets and
 10002 leases, to a regional tourism district or districts serving the towns
 10003 formerly served by such district.

10004 (d) Any regional tourism district may, by vote of its board of

10005 directors and with the approval of the [commission] commissioner,
10006 assume the liabilities of a former tourism district that served all or part
10007 of the area served by the new district. No such assumption shall be
10008 approved unless (1) the regional district's approved budget makes
10009 provision for the costs arising from the assumption of liability; and (2)
10010 the [commission] commissioner finds that the proposed assumption of
10011 liability is fair and equitable.

10012 Sec. 182. Section 10-398 of the general statutes is repealed and the
10013 following is substituted in lieu thereof (*Effective July 1, 2009*):

10014 Notwithstanding subsection (a) of section 10-394, for the fiscal year
10015 ending June 30, 2004, no later than October 1, 2003, each regional
10016 tourism district established under section 10-397 shall prepare a
10017 proposed budget for the fiscal year ending June 30, 2004, to carry out
10018 its statutory duties. After approval by said tourism district's board of
10019 directors, and no later than October 1, 2003, the tourism district shall
10020 submit the proposed budget to the [executive director of the
10021 Commission on Culture and Tourism] Commissioner of Community
10022 Development for review, comments and recommendations by the
10023 [commission] commissioner concerning the proposed expenditures.
10024 The [commission] commissioner shall review, in consultation with the
10025 tourism district, the proposed budget no later than October 10, 2003,
10026 and approve or disapprove the budget. If the [commission]
10027 commissioner disapproves any annual budget, it shall adopt an
10028 interim budget and such interim budget shall take effect immediately
10029 and shall remain in effect until the tourism district submits and the
10030 [commission] commissioner approves a modified budget. The tourism
10031 district shall, on or before November 1, 2003, submit a copy of the
10032 budget to the joint standing committees of the General Assembly
10033 having cognizance of matters relating to appropriations, finance,
10034 revenue and bonding and commerce and the Office of Policy and
10035 Management, including an explanation detailing the proposed
10036 expenditures for the tourism district for the succeeding fiscal year. No
10037 funds shall be expended by the tourism district without prior approval
10038 of the budget by the [Commission on Culture and Tourism]

10039 commissioner.

10040 Sec. 183. Section 10-399 of the general statutes is repealed and the
10041 following is substituted in lieu thereof (*Effective July 1, 2009*):

10042 (a) As used in this section: "Visitor welcome center" means the
10043 welcome centers, visitor centers and tourist information centers
10044 located in West Willington, Greenwich, Danbury, Darien, North
10045 Stonington and Westbrook, which have been established to distribute
10046 information to persons traveling in the state for the purpose of
10047 influencing such persons' level of satisfaction with the state and
10048 expenditures in the state and their planning for present and future
10049 trips to the state.

10050 (b) The following measures shall be implemented to enhance the
10051 operation of visitor welcome centers:

10052 (1) Each center shall make available space for listing events and
10053 promoting attractions, by invitation to the Connecticut tourism
10054 industry, including tourism districts, chambers of commerce and any
10055 other tourism entities involved in Connecticut tourism promotion;

10056 (2) The [Commission on Culture and Tourism, established under
10057 section 10-392] Commissioner of Community Development, in
10058 consultation with the Department of Transportation, shall develop
10059 plans for (A) consistent signage for the visitor welcome centers, and (B)
10060 highway signage regulations for privately operated centers;

10061 (3) The Department of Transportation and the [commission]
10062 commissioner shall establish an "Adopt A Visitor Welcome Center"
10063 program, under which local civic organizations may provide
10064 maintenance, gardening, including wildflowers, and complimentary
10065 refreshments or any other type of service at a visitor welcome center to
10066 enhance the operation of the center;

10067 (4) The [commission] commissioner shall place a full-time year-
10068 round supervisor and a part-time assistant supervisor at the Danbury,

10069 Darien, North Stonington and West Willington centers. The
10070 responsibilities of each supervisor shall include, but not be limited to:
10071 (A) Maintaining a sufficient inventory of up-to-date brochures for
10072 dissemination to visitors, (B) scheduling staff so as to assure coverage
10073 at all times, (C) training staff, (D) compiling and maintaining statistics
10074 on center usage, (E) serving as liaison between the [commission]
10075 commissioner, the Department of Transportation, the tourism district
10076 in which the center is located and businesses in such district, (F)
10077 maintaining quality tourism services, (G) rotating displays, (H)
10078 evaluating staff, (I) problem-solving, and (J) computing travel
10079 reimbursements for volunteer staff;

10080 (5) Subject to available funds, the [commission] commissioner shall
10081 place a seasonal full-time supervisor and a seasonal part-time assistant
10082 supervisor at the Greenwich and Westbrook centers. The [commission]
10083 commissioner shall discontinue staffing at the Middletown, Plainfield
10084 and Wallingford centers, and shall, in conjunction with the tourism
10085 industry, seek contract workers to provide tourism services at the
10086 Westbrook center when not staffed by the state;

10087 (6) Subject to available funds, the [commission] commissioner, in
10088 conjunction with the tourism industry, shall develop and implement
10089 initial staff training and conduct periodic training of full-time and part-
10090 time supervisors.

10091 Sec. 184. Section 10-400 of the general statutes is repealed and the
10092 following is substituted in lieu thereof (*Effective July 1, 2009*):

10093 With respect to arts activities, the [Connecticut Commission on
10094 Culture and Tourism, established under section 10-392] Commissioner
10095 of Community Development, shall encourage, within the state or in
10096 association with other states, or both, participation in, and promotion,
10097 development, acceptance and appreciation of, artistic and cultural
10098 activities that shall include, but are not limited to, music, theater,
10099 dance, painting, sculpture, architecture, literature, films and allied arts
10100 and crafts and to this end shall have the following powers: (1) To join

10101 or contract with consultants, private patrons, individual artists and
10102 ensembles and with institutions, local sponsoring organizations and
10103 professional organizations; (2) to enter into contracts to provide grants,
10104 loans or advances to individuals, organizations, or institutions, public
10105 or private, that are engaged in or plan to engage in artistic and cultural
10106 programs or activities within the state, or that are engaged in or plan to
10107 engage in the promotion, development, or encouragement of artistic
10108 and cultural programs or activities within the state; (3) to accept, hold
10109 and administer, on behalf of the [commission] commissioner, in
10110 accordance with the provisions of sections 4-28, 4-31, 4-31a and 4b-22,
10111 real property, personal property, securities, other choses in action and
10112 moneys, or any interest therein, and income therefrom, either
10113 absolutely or in trust, for any purpose of the [commission]
10114 commissioner. The [commission] commissioner may acquire or receive
10115 such property or money for its purposes by the acceptance of state or
10116 federal or public or private loans, contributions, gifts, grants,
10117 donations, bequests or devises, and the [commission] commissioner
10118 shall deposit or credit the same in the [Connecticut Commission on]
10119 Culture and Tourism account established under section 10-395; (4) to
10120 establish a nonprofit foundation for the purpose of raising funds from
10121 private sources to encourage, within the state or in association with
10122 other states, or both, participation in, and promotion, development,
10123 acceptance and appreciation of, artistic and cultural activities that shall
10124 include, but are not limited to, music, theater, dance, painting,
10125 sculpture, architecture, literature, films, heritage, historic preservation,
10126 humanities and allied arts and crafts. All funds received by the
10127 foundation shall be held in the manner prescribed by sections 4-37e to
10128 4-37j, inclusive; and (5) to perform such other acts as may be necessary
10129 or appropriate to carry out the objectives and purposes of the
10130 [commission] commissioner. The General Assembly declares that all
10131 activities undertaken in carrying out the policies set forth in this
10132 chapter shall be directed toward encouraging and assisting, rather
10133 than in any way limiting, the freedom of artistic expression that is
10134 essential for the well-being of the arts. Said [commission]
10135 commissioner shall maintain a survey of public and private facilities

10136 engaged within the state in artistic and cultural activities and
10137 determine the needs of the citizens of this state and the methods by
10138 which existing resources may be utilized, or new resources developed,
10139 to fulfill these needs. The [commission] commissioner shall maintain a
10140 register of Connecticut artists. The name, town of residence and artistic
10141 medium of any such artist residing in Connecticut shall be entered in
10142 the register by the [commission] commissioner upon the artist's
10143 request.

10144 Sec. 185. Section 10-401 of the general statutes is repealed and the
10145 following is substituted in lieu thereof (*Effective July 1, 2009*):

10146 The [Connecticut Commission on Culture and Tourism, established
10147 under section 10-392] Commissioner of Community Development,
10148 shall establish and administer a "special incentive grant program" to
10149 provide financial assistance for artistic and cultural programs and
10150 activities pursuant to subdivision (2) of section 10-400. No state funds
10151 appropriated to the [commission] commissioner for the purposes of
10152 said program shall be disbursed unless one-third of the amount of
10153 such financial assistance consists of nonfederal funds raised and
10154 received by said [commission] commissioner.

10155 Sec. 186. Section 10-402 of the general statutes is repealed and the
10156 following is substituted in lieu thereof (*Effective July 1, 2009*):

10157 (a) For purposes of this section the following terms have the
10158 following meanings:

10159 (1) "Work of art" means any work of visual art, including but not
10160 limited to, a drawing, painting, sculpture, mosaic, photograph, work of
10161 calligraphy or work of graphic art or mixed media;

10162 (2) "Connecticut artists" means artists born in Connecticut, artists
10163 who have worked in or received a portion of their training in
10164 Connecticut, or artists living in Connecticut at the time of the purchase
10165 of their works of art.

10166 (b) The [Connecticut Commission on Culture and Tourism,
10167 established under section 10-392,] Commissioner of Community
10168 Development may establish and administer a state art collection.

10169 (c) The [Connecticut Commission on Culture and Tourism,
10170 established under section 10-392,] Commissioner of Community
10171 Development shall establish policies and procedures with respect to
10172 the activities of the art collection and perform every other matter and
10173 thing requisite to the proper management, maintenance, support and
10174 control of the Connecticut art collection.

10175 (d) The art collection shall be representative of various media,
10176 diverse styles and periods of Connecticut artists and shall be
10177 representative of Connecticut's ethnic, racial and cultural groups.

10178 (e) The [Connecticut Commission on Culture and Tourism,
10179 established under section 10-392,] Commissioner of Community
10180 Development may apply for and receive aid or grants from
10181 individuals, private artists, state sources, private foundations, local arts
10182 organizations and the federal government for the state art collection.

10183 Sec. 187. Section 10-403 of the general statutes is repealed and the
10184 following is substituted in lieu thereof (*Effective July 1, 2009*):

10185 The [Connecticut Commission on Culture and Tourism, established
10186 under section 10-392,] Commissioner of Community Development is
10187 designated as the state agency for the reception and disbursement of
10188 federal, state and private moneys or other property made available on
10189 or after July 1, 1965, for the purpose of fostering the arts within the
10190 authority of the [commission] commissioner, in accordance with the
10191 standard state fiscal procedures.

10192 Sec. 188. Section 10-404 of the general statutes is repealed and the
10193 following is substituted in lieu thereof (*Effective July 1, 2009*):

10194 Any person otherwise qualifying for a loan or grant made by the
10195 [Connecticut Commission on Culture and Tourism, established under

10196 section 10-392,] Commissioner of Community Development shall not
10197 be disqualified by reason of being under the age of eighteen years and
10198 for the purpose of applying for, receiving and repaying such a loan, or
10199 entering into a contract concerning such loan or grant, any such person
10200 shall be deemed to have full legal capacity to act and shall have all the
10201 rights, powers, privileges and obligations of a person of full age, with
10202 respect thereto.

10203 Sec. 189. Section 10-405 of the general statutes is repealed and the
10204 following is substituted in lieu thereof (*Effective July 1, 2009*):

10205 For purposes of this section and sections 10-406 to 10-408, inclusive:

10206 (1) "Arts organization" means a nonprofit organization in the state
10207 which is exempt from taxation pursuant to Section 501(c)(3) of the
10208 Internal Revenue Code of 1986, as from time to time amended, the
10209 primary purpose of which is to create, perform, present or otherwise
10210 promote the visual, performing or literary arts in the state, but shall
10211 not mean an organization, the primary purpose of which is
10212 instructional, or an organization, the primary purpose of which is to
10213 receive contributions for and provide funding to arts organizations;

10214 (2) ["Commission" means the Connecticut Commission on Culture
10215 and Tourism, established under section 10-392] "Commissioner" means
10216 the Commissioner of Community Development;

10217 (3) "Contribution" means cash, negotiable securities or other gifts of
10218 similar liquidity;

10219 (4) "Donor" means a private organization, the primary purpose of
10220 which is to receive contributions for and provide funding to arts
10221 organizations, a private foundation or private corporation,
10222 partnership, single proprietorship or association or person making a
10223 contribution to an arts organization;

10224 (5) "Fiscal year" means a period of twelve calendar months as
10225 determined by the arts organization's bylaws.

10226 Sec. 190. Section 10-409 of the general statutes is repealed and the
10227 following is substituted in lieu thereof (*Effective July 1, 2009*):

10228 (a) With respect to historical preservation, there is established
10229 within the [Connecticut Commission on Culture and Tourism,
10230 established under section 10-392] Department of Community
10231 Development, an Historic Preservation Council. The Historic
10232 Preservation Council shall consist of twelve members to be appointed
10233 by the Governor. On or before January fifth in the even-numbered
10234 years, the Governor shall appoint six members for terms of four years
10235 each to replace those whose terms expire. One of such members shall
10236 be the State Historian and one shall be the State Archaeologist.
10237 Members shall be appointed in accordance with the provisions of
10238 section 4-9a. No member shall serve for more than two consecutive full
10239 terms. Any member who fails to attend three consecutive meetings or
10240 who fails to attend fifty per cent of all meetings held during any
10241 calendar year shall be deemed to have resigned from office. The
10242 Governor shall biennially designate one member of the council to be
10243 chairperson. The Governor shall fill any vacancy for any unexpired
10244 portion of the term and may remove any member as provided by
10245 section 4-12. No compensation shall be received by the members of the
10246 council but they shall be reimbursed for their necessary expenses. The
10247 [Connecticut Commission on Culture and Tourism] Commissioner of
10248 Community Development may, with the advice of the Historic
10249 Preservation Council, (1) study and investigate historic structures and
10250 landmarks in this state and encourage and recommend the
10251 development, preservation and marking of such historic structures and
10252 landmarks found to have educational, recreational and historical
10253 significance; (2) prepare, adopt and maintain standards for a state
10254 register of historic places; (3) update and keep current the state historic
10255 preservation plan; (4) administer the National Register of Historic
10256 Places Program; (5) assist owners of historic structures in seeking
10257 federal or other aid for historic preservation and related purposes; (6)
10258 recommend to the General Assembly the placing and maintaining of
10259 suitable markers, memorials or monuments or other edifices to

10260 designate historic structures and landmarks found to have historical
10261 significance; (7) make recommendations to the General Assembly
10262 regarding the development and preservation of historic structures and
10263 landmarks owned by the state; (8) maintain a program of historical,
10264 architectural, and archaeological research and development including
10265 surveys, excavation, scientific recording, interpretation and publication
10266 of the historical, architectural, archaeological and cultural resources of
10267 the state; (9) cooperate with promotional, patriotic, educational and
10268 research groups and associations, with local, state and national
10269 historical societies, associations and commissions, with agencies of the
10270 state and its political subdivisions and with the federal government, in
10271 promoting and publicizing the historical heritage of Connecticut; (10)
10272 formulate standards and criteria to guide the several municipalities in
10273 the evaluation, delineation and establishment of historic districts; (11)
10274 cooperate with the State Building Inspector, the Codes and Standards
10275 Committee and other building officials and render advisory opinions
10276 and prepare documentation regarding the application of the State
10277 Building Code to historic structures and landmarks if requested by
10278 owners of historic structures and landmarks, the State Building
10279 Inspector, the Codes and Standards Committee or other building
10280 officials; (12) review planned state and federal actions to determine
10281 their impact on historic structures and landmarks; (13) operate the
10282 Henry Whitfield House of Guilford, otherwise known as the Old Stone
10283 House, as a state historical museum and, in its discretion, charge a fee
10284 for admission to said museum and account for and deposit the same as
10285 provided in section 4-32; (14) provide technical and financial assistance
10286 to carry out the purposes of this section and sections 10-410 to 10-416,
10287 inclusive; (15) adopt regulations in accordance with the provisions of
10288 chapter 54 for the preservation of sacred sites and archaeological sites;
10289 and (16) inventory state lands to identify sacred sites and
10290 archaeological sites. The [commission] commissioner shall study the
10291 feasibility of establishing a state museum of Connecticut history at an
10292 appropriate existing facility. The Historic Preservation Council shall
10293 (A) review and approve or disapprove requests by owners of historic
10294 properties on which the [commission] commissioner holds

10295 preservation easements to perform rehabilitation work on sacred sites
10296 and archaeological sites; (B) request the assistance of the Attorney
10297 General to prevent the unreasonable destruction of historic properties
10298 pursuant to the provisions of section 22a-19a; and (C) place and
10299 maintain suitable markers, memorials or monuments to designate sites
10300 or places found to have historic significance. The council shall meet
10301 monthly. The Connecticut Trust for Historic Preservation may provide
10302 technical assistance to the council.

10303 (b) Notwithstanding the provisions of this section or section 1-210,
10304 the [Connecticut Commission on Culture and Tourism] Commissioner
10305 of Community Development may withhold from disclosure to the
10306 public information relating to the location of archaeological sites under
10307 consideration for listing by the [commission] commissioner or those
10308 listed on the National Register of Historic Places or the state register of
10309 historic places whenever the [commission] commissioner determines
10310 that disclosure of specific information would create a risk of
10311 destruction or harm to such sites. The provisions of this subsection
10312 shall not apply to any such site unless the person who reported or
10313 discovered such site has submitted a written statement to the
10314 [commission] commissioner requesting that no disclosure be made.
10315 Upon receipt of such statement, the [commission] commissioner may
10316 withhold such information from disclosure until the July first next
10317 succeeding such receipt. Such person may request that a period of
10318 nondisclosure be extended by submitting such statements prior to July
10319 first of any year.

10320 (c) The Historic Preservation Council [of the Connecticut
10321 Commission on Culture and Tourism] shall develop a model ballot
10322 form to be mailed by clerks of municipalities on the question of
10323 creation of historic districts or districts as provided for in section 7-
10324 147a to 7-147k, inclusive.

10325 Sec. 191. Section 10-410 of the general statutes is repealed and the
10326 following is substituted in lieu thereof (*Effective July 1, 2009*):

For the purposes of sections 10-409 to 10-415, inclusive, ["commission"] "commissioner" means the [Connecticut Commission on Culture and Tourism established under section 10-392] Commissioner of Community Development; "municipality" shall include any town, city or borough; "private organization" means a nonprofit organization which has the power to acquire, relocate, restore and maintain historic structures and landmarks in the state of Connecticut; "historic district" means an area in a municipality established under section 7-147a or by special act; "historic structures and landmarks" means any building, structure, object or site that is significant in American history, architecture, archaeology and culture or property used in connection therewith including sacred sites and archaeological sites; "historic preservation" means research, protection, restoration, stabilization and adaptive use of buildings, structures, objects, districts, areas and sites significant in the history, architecture, archaeology or culture of this state, its municipalities or the nation; and "state register of historic places" means the [commission's] commissioner's itemized list locating and classifying historic structures and landmarks throughout the state, as discovered in the [commission's] commissioner's field survey of 1966-1967 and as subsequently augmented.

Sec. 192. Section 10-412 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2009*):

(a) The [commission] commissioner may provide an appropriate plaque or marker at a cost, to be determined by the [commission] commissioner, to the recipient for attachment to an historic structure or landmark identifying it as a Connecticut historical landmark within the criteria adopted by the [commission] commissioner and as identified through the state register of historic places, if the owner agrees to display such plaque or marker in a manner satisfactory to the [commission] commissioner. Any such plaque or marker may be repossessed by the [commission] commissioner if the historic structure or landmark is not maintained in a manner satisfactory to the [commission] commissioner.

(b) The [Connecticut Commission on Culture and Tourism, established under section 10-392] Commissioner of Community Development, in consultation with the Amistad Committee, Inc., New Haven, shall establish a Freedom Trail and a program to recognize, document and mark sites in this state that are associated with the history and movement towards freedom of its African-American citizens, the Underground Railroad and the abolition of slavery. The [commission] commissioner and the Amistad Committee, Incorporated, of New Haven shall designate and mark the sites of the Freedom Trail. The Amistad Committee, Inc., of New Haven shall be responsible for the coordination and organization of the "September Freedom Trail Month". The [commission] commissioner shall establish a program to publicize the existence of the Freedom Trail and shall publish a brochure which indicates the location and history of the sites.

Sec. 193. Section 10-416 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2009*):

(a) As used in this section, the following terms shall have the following meanings unless the context clearly indicates another meaning:

(1) ["Commission" means the Connecticut Commission on Culture and Tourism established under section 10-392] "Commissioner" means the Commissioner of Community Development;

(2) "Historic home" means a building that: (A) Will contain one-to-four dwelling units of which at least one unit will be occupied as the principal residence of the owner for not less than five years following the completion of rehabilitation work, (B) is located in a targeted area, and (C) is (i) listed individually on the National or State Register of Historic Places, or (ii) located in a district listed on the National or State Register of Historic Places, and has been certified by the [commission] commissioner as contributing to the historic character of such district;

(3) "Nonprofit corporation" means a nonprofit corporation

10393 incorporated pursuant to chapter 602 or any predecessor statutes
10394 thereto, having as one of its purposes the construction, rehabilitation,
10395 ownership or operation of housing and having articles of incorporation
10396 approved by the [Commissioner of Economic and Community
10397 Development] Connecticut Housing Finance Authority in accordance
10398 with regulations adopted pursuant to section 8-79a or 8-84;

10399 (4) "Owner" means any taxpayer filing a state of Connecticut tax
10400 return who possesses title to an historic home, or prospective title to an
10401 historic home in the form of a purchase agreement or option to
10402 purchase, or a nonprofit corporation that possesses such title or
10403 prospective title;

10404 (5) "Targeted area" means: (A) A federally designated "qualified
10405 census tract" in which seventy per cent or more of the families have a
10406 median income of eighty per cent or less of the state-wide median
10407 family income, (B) a state designated and federally approved area of
10408 chronic economic distress, or (C) an urban and regional center as
10409 identified in the Connecticut Conservation and Development Policies
10410 Plan;

10411 (6) "Qualified rehabilitation expenditures" means any costs incurred
10412 for the physical construction involved in the rehabilitation of an
10413 historic home, but excludes: (A) The owner's personal labor, (B) the
10414 cost of site improvements, unless to provide building access to persons
10415 with disabilities, (C) the cost of a new addition, except as may be
10416 required to comply with any provision of the State Building Code or
10417 the State Fire Safety Code, (D) any cost associated with the
10418 rehabilitation of an outbuilding, unless such building contributes to
10419 the historical significance of the historic home, and (E) any
10420 nonconstruction cost such as architectural fees, legal fees and financing
10421 fees;

10422 (7) "Rehabilitation plan" means any construction plans and
10423 specifications for the proposed rehabilitation of an historic home in
10424 sufficient detail to enable the [commission] commissioner to evaluate

10425 compliance with the standards developed under the provisions of
10426 subsections (b) to (d), inclusive, of this section; and

10427 (8) "Occupancy period" means a period of five years during which
10428 one or more owners occupy an historic home as their primary
10429 residence. The occupancy period begins on the date the tax credit
10430 voucher is issued by the [commission] commissioner.

10431 (b) The [commission] commissioner shall administer a system of tax
10432 credit vouchers within the resources, requirements and purposes of
10433 this section for owners rehabilitating historic homes or taxpayers
10434 making contributions to qualified rehabilitation expenditures. For tax
10435 years commencing on or after January 1, 2000, any owner shall be
10436 eligible for a tax credit voucher in an amount equal to thirty per cent of
10437 the qualified rehabilitation expenditures.

10438 (c) The [commission] commissioner shall develop standards for the
10439 approval of rehabilitation of historic homes for which a tax credit
10440 voucher is sought. Such standards shall take into account whether the
10441 rehabilitation of an historic home will preserve the historic character of
10442 the building.

10443 (d) The [commission] commissioner shall, in consultation with the
10444 Commissioner of Revenue Services, adopt regulations in accordance
10445 with chapter 54 to carry out the purposes of this section.

10446 (e) Prior to beginning any rehabilitation work on an historic home,
10447 the owner shall submit a rehabilitation plan to the [commission]
10448 commissioner for a determination of whether such rehabilitation work
10449 meets the standards developed under the provisions of subsections (b)
10450 to (d), inclusive, of this section and shall also submit to the
10451 [commission] commissioner an estimate of the qualified rehabilitation
10452 expenditures.

10453 (f) If the [commission] commissioner certifies that the rehabilitation
10454 plan conforms to the standards developed under the provisions of
10455 subsections (b) to (d), inclusive, of this section, the [commission]

10456 commissioner shall reserve for the benefit of the owner an allocation
10457 for a tax credit equivalent to thirty per cent of the projected qualified
10458 rehabilitation expenditures.

10459 (g) Following the completion of rehabilitation of an historic home,
10460 the owner shall notify the [commission] commissioner that such
10461 rehabilitation has been completed. The owner shall provide the
10462 [commission] commissioner with documentation of work performed
10463 on the historic home and shall certify the cost incurred in rehabilitating
10464 the home. The [commission] commissioner shall review such
10465 rehabilitation and verify its compliance with the rehabilitation plan.
10466 Following such verification, the [commission] commissioner shall issue
10467 a tax credit voucher to either the owner rehabilitating the historic
10468 home or to the taxpayer named by the owner as contributing to the
10469 rehabilitation. The tax credit voucher shall be in an amount equivalent
10470 to the lesser of the tax credit reserved upon certification of the
10471 rehabilitation plan under the provisions of subsection (f) of this section
10472 or thirty per cent of the actual qualified rehabilitation expenditures. In
10473 order to obtain a credit against any state tax due that is specified in
10474 subsections (j) to (m), inclusive, of this section, the holder of the tax
10475 credit voucher shall file the voucher with the holder's state tax return.

10476 (h) Before the [commission] commissioner issues a tax credit
10477 voucher, the owner shall deliver a signed statement to the
10478 [commission] commissioner which provides that: (1) The owner shall
10479 occupy the historic home as the owner's primary residence during the
10480 occupancy period, or (2) the owner shall convey the historic home to a
10481 new owner who will occupy it as the new owner's primary residence
10482 during the occupancy period, or (3) an encumbrance shall be recorded,
10483 in favor of the local, state or federal government or other funding
10484 source, that will require the owner or the owner's successors to occupy
10485 the historic home as the primary residence of the owner or the owner's
10486 successors for a period equal to or longer than the occupancy period.
10487 A copy of any such encumbrance shall be attached to the signed
10488 statement.

10489 (i) The owner of an historic home shall not be eligible for a tax credit
10490 voucher under subsections (b) to (d), inclusive, of this section, unless
10491 the owner incurs qualified rehabilitation expenditures exceeding
10492 twenty-five thousand dollars.

10493 (j) The Commissioner of Revenue Services shall grant a tax credit to
10494 a taxpayer holding the tax credit voucher issued under subsections (e)
10495 to (i), inclusive, of this section against any tax due under chapter 207,
10496 208, 209, 210, 211 or 212 in the amount specified in the tax credit
10497 voucher. The [commission] commissioner shall provide a copy of the
10498 voucher to the Commissioner of Revenue Services upon the request of
10499 said commissioner.

10500 (k) In no event shall a credit allowed under this section exceed thirty
10501 thousand dollars per dwelling unit for an historic home.

10502 (l) The tax credit issued under subsection (j) of this section shall be
10503 taken by the holder of the tax credit voucher in the same tax year in
10504 which the voucher is issued. Any unused portion of such credit may be
10505 carried forward to any or all of the four taxable years following the
10506 year in which the tax credit voucher is issued.

10507 (m) The aggregate amount of all tax credits which may be reserved
10508 by the [commission] commissioner upon certification of rehabilitation
10509 plans under subsections (b) to (d), inclusive, of this section shall not
10510 exceed three million dollars in any one fiscal year.

10511 Sec. 194. Section 10-416a of the general statutes is repealed and the
10512 following is substituted in lieu thereof (*Effective July 1, 2009*):

10513 (a) As used in this section, the following terms shall have the
10514 following meanings unless the context clearly indicates another
10515 meaning:

10516 (1) ["Commission" means the Connecticut Commission on Culture
10517 and Tourism established pursuant to section 10-392] "Commissioner"
10518 means the Commissioner of Community Development;

10519 (2) "Certified historic structure" means an historic commercial or
10520 industrial property that: (A) Is listed individually on the National or
10521 State Register of Historic Places, or (B) is located in a district listed on
10522 the National or State Register of Historic Places, and has been certified
10523 by the [commission] commissioner as contributing to the historic
10524 character of such district;

10525 (3) "Certified rehabilitation" means any rehabilitation of a certified
10526 historic structure for residential use consistent with the historic
10527 character of such property or the district in which the property is
10528 located as determined by regulations adopted by the [commission]
10529 commissioner;

10530 (4) "Owner" means any person, firm, limited liability company,
10531 nonprofit or for-profit corporation or other business entity which
10532 possesses title to an historic structure and undertakes the rehabilitation
10533 of such structure;

10534 (5) "Placed in service" means that substantial rehabilitation work has
10535 been completed which would allow for issuance of a certificate of
10536 occupancy for the entire building or, in projects completed in phases,
10537 for individual residential units that are an identifiable portion of the
10538 building;

10539 (6) "Qualified rehabilitation expenditures" means any costs incurred
10540 for the physical construction involved in the rehabilitation of a
10541 certified historic structure for residential use, excluding: (A) The
10542 owner's personal labor, (B) the cost of a new addition, except as
10543 required to comply with any provision of the State Building Code or
10544 the State Fire Safety Code, and (C) any nonconstruction cost such as
10545 architectural fees, legal fees and financing fees;

10546 (7) "Rehabilitation plan" means any construction plans and
10547 specifications for the proposed rehabilitation of a certified historic
10548 structure in sufficient detail for evaluation by compliance with the
10549 standards developed under the provisions of subsections (b) to (d),
10550 inclusive, of this section; and

10551 (8) "Substantial rehabilitation" or "substantially rehabilitate" means
10552 the qualified rehabilitation expenditures of a certified historic structure
10553 that exceed twenty-five per cent of the assessed value of such
10554 structure.

10555 (b) (1) The [commission] commissioner shall administer a system of
10556 tax credit vouchers within the resources, requirements and purposes of
10557 this section for owners rehabilitating certified historic structures.

10558 (2) The credit authorized by this section shall be available in the tax
10559 year in which the substantially rehabilitated certified historic structure
10560 is placed in service. In the case of projects completed in phases, the tax
10561 credit shall be prorated to the substantially rehabilitated identifiable
10562 portion of the building placed in service. If the tax credit is more than
10563 the amount owed by the taxpayer for the year in which the
10564 substantially rehabilitated certified historic structure is placed in
10565 service, the amount that is more than the taxpayer's tax liability may be
10566 carried forward and credited against the taxes imposed for the
10567 succeeding five years or until the full credit is used, whichever occurs
10568 first.

10569 (3) Any credits allowed under this section that are provided to
10570 multiple owners of certified historic structures shall be passed through
10571 to persons designated as partners, members or owners, pro rata or
10572 pursuant to an agreement among such persons designated as partners,
10573 members or owners documenting an alternative distribution method
10574 without regard to other tax or economic attributes of such entity. Any
10575 owner entitled to a credit under this section may assign, transfer or
10576 convey the credits, in whole or in part, by sale or otherwise to any
10577 individual or entity and such transferee shall be entitled to offset the
10578 tax imposed under chapter 207, 208, 209, 210, 211 or 212 as if such
10579 transferee had incurred the qualified rehabilitation expenditure.

10580 (c) The [commission] commissioner shall develop standards for the
10581 approval of rehabilitation of certified historic structures for which a tax
10582 credit voucher is sought. Such standards shall take into account

10583 whether the rehabilitation of a certified historic structure will preserve
10584 the historic character of the building.

10585 (d) The [commission] commissioner shall adopt regulations, in
10586 accordance with chapter 54, to carry out the purposes of this section.
10587 Such regulations shall include provisions for filing of applications,
10588 rating criteria and for timely approval by the [commission]
10589 commissioner.

10590 (e) Prior to beginning any rehabilitation work on a certified historic
10591 structure, the owner shall submit (1) a rehabilitation plan to the
10592 [commission] commissioner for a determination of whether or not such
10593 rehabilitation work meets the standards developed under the
10594 provisions of subsections (b) to (d), inclusive, of this section, and (2) an
10595 estimate of the qualified rehabilitation expenditures. The provisions of
10596 this subsection shall not disqualify applications for tax credits for
10597 certified historic structures for which rehabilitation commenced but
10598 were not placed in service before July 1, 2006.

10599 (f) If the [commission] commissioner certifies that the rehabilitation
10600 plan conforms to the standards developed under the provisions of
10601 subsections (b) to (d), inclusive, of this section, the [commission]
10602 commissioner shall reserve for the benefit of the owner an allocation
10603 for a tax credit equivalent to twenty-five per cent of the projected
10604 qualified rehabilitation expenditures, not exceeding two million seven
10605 hundred thousand dollars.

10606 (g) Following the completion of rehabilitation of a certified historic
10607 structure, the owner shall notify the [commission] commissioner that
10608 such rehabilitation has been completed. The owner shall provide the
10609 [commission] commissioner with documentation of work performed
10610 on the certified historic structure and shall submit certification of the
10611 costs incurred in rehabilitating the certified historic structure. The
10612 [commission] commissioner shall review such rehabilitation and verify
10613 its compliance with the rehabilitation plan. Following such
10614 verification, the [commission] commissioner shall issue a tax credit

10615 voucher to the owner rehabilitating the certified historic structure or to
 10616 the taxpayer named by the owner as contributing to the rehabilitation.
 10617 The tax credit voucher shall be in an amount equivalent to the lesser of
 10618 the tax credit reserved upon certification of the rehabilitation plan
 10619 under the provisions of subsection (f) of this section or twenty-five per
 10620 cent of the actual qualified rehabilitation expenditures not exceeding
 10621 two million seven hundred thousand dollars. In order to obtain a
 10622 credit against any state tax due that is specified in subsections (h) to (j),
 10623 inclusive, of this section, the holder of the tax credit voucher shall file
 10624 the voucher with the holder's state tax return.

10625 (h) The Commissioner of Revenue Services shall grant a tax credit to
 10626 a taxpayer holding the tax credit voucher issued under subsections (e)
 10627 to (i), inclusive, of this section against any tax due under chapter 207,
 10628 208, 209, 210, 211 or 212 in the amount specified in the tax credit
 10629 voucher. Such taxpayer shall submit the voucher and the
 10630 corresponding tax return to the Department of Revenue Services.

10631 (i) The aggregate amount of all tax credits which may be reserved
 10632 by the [commission] commissioner upon certification of rehabilitation
 10633 plans under subsections (b) to (d), inclusive, of this section shall not
 10634 exceed fifteen million dollars in any one fiscal year.

10635 (j) The [commission] commissioner may charge an application fee in
 10636 an amount not to exceed ten thousand dollars to cover the cost of
 10637 administering the program established pursuant to this section.

10638 Sec. 195. Section 10-417 of the general statutes is repealed and the
 10639 following is substituted in lieu thereof (*Effective July 1, 2009*):

10640 (a) With respect to digital media and motion picture activities, the
 10641 [Connecticut Commission on Culture and Tourism, established under
 10642 section 10-392,] Commissioner of Community Development shall have
 10643 the following powers and duties:

10644 (1) To promote the use of Connecticut locations, structures, facilities
 10645 and services for the production and postproduction of all digital media

10646 and motion pictures and other media-related products;

10647 (2) To provide support services to visiting and in-state production
10648 companies, including assistance to digital media and motion picture
10649 producers in securing permits from state agencies, authorities or
10650 institutions or municipalities or other political subdivisions of the
10651 state;

10652 (3) To develop and update a resource library concerning the many
10653 possible state sites which are suitable for production;

10654 (4) To develop and update a production manual of available digital
10655 media and motion picture production facilities and services in the
10656 state;

10657 (5) To conduct and attend trade shows and production workshops
10658 to promote Connecticut locations and facilities;

10659 (6) To prepare an explanatory guide showing the impact of relevant
10660 state and municipal tax statutes, regulations and administrative
10661 opinions on typical production activities and to implement the tax
10662 credits provided for in section 12-217jj;

10663 (7) To formulate and propose guidelines for state agencies for a "one
10664 stop permitting" process for matters including, but not limited to, the
10665 use of state roads and highways, the use of state-owned real or
10666 personal property for production activities and the conduct of
10667 regulated activities, and to hold workshops to assist state agencies in
10668 implementing such process;

10669 (8) To formulate and recommend to municipalities model local
10670 ordinances and forms to assist production activities, including, but not
10671 limited to, "one stop permitting" of digital media and motion picture
10672 and other production activity to be conducted in a municipality, and to
10673 hold workshops to assist municipalities in implementing such
10674 ordinances;

10675 (9) To accept any funds, gifts, donations, bequests or grants of funds

10676 from private and public sources for the purposes of this section;

10677 (10) To request and obtain from any state agency, authority or
10678 institution or any municipality or other political subdivision of the
10679 state such assistance and data as will enable the [commission]
10680 commissioner to carry out the purposes of this section;

10681 (11) To assist and promote cooperation among all segments of
10682 management and labor that are engaged in digital media and motion
10683 pictures;

10684 (12) To take any other administrative action which may improve the
10685 position of the state's digital media and motion picture production
10686 industries in national and international markets.

10687 (b) On or before January 15, 2008, and biennially thereafter, the
10688 [commission] commissioner shall submit to the General Assembly, in
10689 accordance with section 11-4a, a report on the activities of the
10690 [commission] commissioner under this section and the estimated direct
10691 and indirect economic impact of all digital media, motion pictures and
10692 related production activity in the state, during the preceding calendar
10693 years. Each such report shall also include an analysis of the impact on
10694 the state of each qualified production, as defined in section 12-217jj.

10695 Sec. 196. Section 10-418 of the general statutes is repealed and the
10696 following is substituted in lieu thereof (*Effective July 1, 2009*):

10697 Notwithstanding any provision of the general statutes, each state
10698 agency, department or institution issuing a request for proposals for
10699 any digital media, motion picture or related production activity shall,
10700 at the time of such issuance, transmit a copy of such request for
10701 proposals to the [Connecticut Commission on Culture and Tourism.
10702 Said commission] Commissioner of Community Development. The
10703 commissioner shall notify the executive head of each state agency of
10704 the requirements of this section.

10705 Sec. 197. (NEW) (*Effective from passage*) The Legislative

10706 Commissioners' Office shall make such technical and conforming
 10707 changes as necessary to carry out the purposes of sections 1 to 197,
 10708 inclusive, of this act.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2009</i>	32-1b
Sec. 2	<i>July 1, 2009</i>	32-1c
Sec. 3	<i>July 1, 2009</i>	32-1e
Sec. 4	<i>July 1, 2009</i>	32-1f
Sec. 5	<i>July 1, 2009</i>	32-1g
Sec. 6	<i>July 1, 2009</i>	32-1k
Sec. 7	<i>July 1, 2009</i>	32-1m
Sec. 8	<i>July 1, 2009</i>	32-1n
Sec. 9	<i>July 1, 2009</i>	32-1o
Sec. 10	<i>July 1, 2009</i>	32-4h
Sec. 11	<i>July 1, 2009</i>	32-5a
Sec. 12	<i>July 1, 2009</i>	32-5b
Sec. 13	<i>July 1, 2009</i>	32-6
Sec. 14	<i>July 1, 2009</i>	32-8a
Sec. 15	<i>July 1, 2009</i>	32-9c
Sec. 16	<i>July 1, 2009</i>	32-9i
Sec. 17	<i>July 1, 2009</i>	32-9j
Sec. 18	<i>July 1, 2009</i>	32-9n
Sec. 19	<i>July 1, 2009</i>	32-9q
Sec. 20	<i>July 1, 2009</i>	32-9t(a)(1)
Sec. 21	<i>July 1, 2009</i>	32-9kk
Sec. 22	<i>July 1, 2009</i>	32-9qq
Sec. 23	<i>July 1, 2009</i>	32-9vv
Sec. 24	<i>July 1, 2009</i>	32-11a
Sec. 25	<i>July 1, 2009</i>	32-16(a)
Sec. 26	<i>July 1, 2009</i>	32-22
Sec. 27	<i>July 1, 2009</i>	32-23c
Sec. 28	<i>July 1, 2009</i>	32-23d
Sec. 29	<i>July 1, 2009</i>	32-23o
Sec. 30	<i>July 1, 2009</i>	32-23t
Sec. 31	<i>July 1, 2009</i>	32-23v
Sec. 32	<i>July 1, 2009</i>	32-23x
Sec. 33	<i>July 1, 2009</i>	32-23ii

Sec. 34	<i>July 1, 2009</i>	32-23ll
Sec. 35	<i>July 1, 2009</i>	32-23qq
Sec. 36	<i>July 1, 2009</i>	32-23ss
Sec. 37	<i>July 1, 2009</i>	32-35
Sec. 38	<i>July 1, 2009</i>	32-47a
Sec. 39	<i>July 1, 2009</i>	32-58
Sec. 40	<i>July 1, 2009</i>	32-58b
Sec. 41	<i>July 1, 2009</i>	32-59
Sec. 42	<i>July 1, 2009</i>	32-70
Sec. 43	<i>July 1, 2009</i>	32-70a
Sec. 44	<i>July 1, 2009</i>	32-96
Sec. 45	<i>July 1, 2009</i>	32-98
Sec. 46	<i>July 1, 2009</i>	32-100
Sec. 47	<i>July 1, 2009</i>	32-180
Sec. 48	<i>July 1, 2009</i>	32-182
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Sec. 54	<i>July 1, 2009</i>	32-242
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Sec. 58	<i>July 1, 2009</i>	32-246
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Sec. 60	<i>July 1, 2009</i>	32-262(b)
Sec. 61	<i>July 1, 2009</i>	32-265(f)
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Sec. 66	<i>July 1, 2009</i>	32-324b
Sec. 67	<i>July 1, 2009</i>	32-324e
Sec. 68	<i>July 1, 2009</i>	32-324f
Sec. 69	<i>July 1, 2009</i>	32-324g
Sec. 70	<i>July 1, 2009</i>	32-324h
Sec. 71	<i>July 1, 2009</i>	32-329
Sec. 72	<i>July 1, 2009</i>	32-345
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Sec. 94	July 1, 2009	7-136e
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Sec. 101	July 1, 2009	8-37x
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Sec. 103	July 1, 2009	8-37aa
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Sec. 105	July 1, 2009	8-37ff
Sec. 106	July 1, 2009	8-37jj
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Sec. 146	July 1, 2009	10-416b
Sec. 147	July 1, 2009	10-425
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Sec. 160	July 1, 2009	16a-41(a)
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CE*Joint Favorable Subst. C/R*

GAE